



Town of Lancaster

Office of The Town Attorney

21 Central Avenue
Lancaster, New York 14086
(716) 684-3342
Fax: (716) 681-7475

Town Attorney

Leza E. Braun
Legal Assistant
lbrown@lancasterny.gov

January 13, 2022

Honorable Town & Planning Board Members
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

RE: Rezone & Site Plan
4781 Transit Road
Town of Lancaster, County of Erie

Honorable Town Board and Planning Board Members:

Enclosed please find SEQR responses dated December 10, 2021, and January 4, 2022, from the Erie County Division of Sewerage Management and the Division of Environment and Planning respectively, on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

Very truly yours,

Leza Braun

Legal Assistant to the Town Attorney

KEL:lb

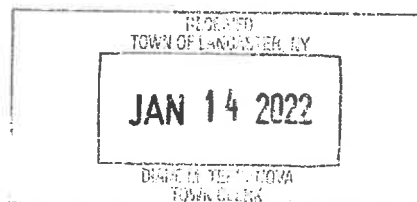
Enc.

CC (w/enc): PB Liaison

Town Clerk

Building Inspector

Town Engineer



Hall, David

From: McNamara, Joseph
Sent: Friday, December 10, 2021 10:37 AM
To: Hall, David; 'eschiller@wmschutt.com'
Cc: Salah, Mutasem
Subject: SEQRA, (T) Lancaster 4781 Transit, proposed multi-use and bank buildings

Follow Up Flag: Follow up
Flag Status: Flagged

The DSM has reviewed the above noted project and has the following comments:

1. The project is located in Erie County District No. 4 (ECSD #4), Town of Lancaster. Flow from this project is tributary to ECSD #4 and eventually to the Buffalo Sewer System
2. Sanitary Sewer System Design shall be in accordance with 10 States Standards, Erie County Sewer Districts Rules & Regulations, and Design Requirements for Subdivisions and Sanitary Sewer Extensions within the bounds of ECSDs.
3. Proper Abandonment of existing Sewerage Facilities per ECSD Rules & Regulations will be required.
4. I/I removal may be required.
5. Downstream Capacity Analysis may be required.
6. Approval of the proposed sanitary sewer system by the ECDEP-DSM will be required
7. The Design Engineer is encouraged to discuss preliminary sanitary sewer plans in advance with the DSM.

The above comments do not constitute DSM approval or disapproval of this project. Should you have any questions or need further information, please e-mail or call me at the address below.

Thanks,

Joseph McNamara | Assistant Sanitary Engineer
Erie County | Div. of Sewerage Management
95 Franklin St., Room 1071 | Buffalo, NY 14202
P:+1(716)858-6697 | F:+1(716)858-6257
Joseph.McNamara@erie.gov | <http://www.erie.gov>

POST DATE 12/8/21

SITE PLAN OR ZONING REFERRAL TO COUNTY OF ERIE, NY AND REPLY TO MUNICIPALITY

Note: Please complete in triplicate. Send original and one copy (with attachments) to Erie County Division of Planning, Room 1053, 95 Franklin Street, Buffalo, N.Y. 14202. Retain last copy for your files.

DO NOT WRITE IN THIS SPACE

Case No.: SP-21-735
Received: 12/9/21

The proposed action described herein is referred in accordance with the provisions of the General Municipal Law, which provides that if no reply is received in 30 days after receipt of full information including a SEQR EAF if applicable, the municipal agency may take final action without considering such reply. If, however, reply is received at any time prior to municipal Action, such reply must be considered.

Description of Proposed Action

1. Name of Municipality: Town of Lancaster

2. Hearing Schedule: Date 10/20/2021 Time 7:00pm Location 21 Central Avenue, Lancaster

3. Action is before: ☐ Legislative Body ☐ Board of Appeals ☒ Planning Board

4. Action consists of: ☐ New Ordinance ☒ Rezone/Map Change ☐ Ordinance Amendment
☒ Site Plan ☐ Variance ☐ Special Use Permit ☐ Other

5. Location of Property: ☐ Entire Municipality ☒ Specific as follows 4781 Transit Road
Lancaster, NY 14086

6. Referral required as Site is within 500' of: ☐ State or County Property/Institution ☐ Municipal Boundary ☐ Farm Operation located in an Agricultural District
☐ Expressway ☐ County Road ☒ State Highway ☐ Proposed State or County Road, Property, Building/Institution, Drainageway

7. Proposed change or use: (be specific) Site Plan Information for proposed Rezone from General Commercial to Multi-Family Multi-Use

8. Other remarks: (ID#, SBL#, etc.) SBL# 126.01-1-8.2

9. Submitted by: Kevin E. Loftus, Esq, Town Attorney 12/4/21
21 Central Avenue, Lancaster, New York 14086

Reply to Municipality by Erie County Division of Planning

Receipt of the above-described proposed action is acknowledged on 12/9/21. The Division herewith submits its review and reply under the provisions of applicable state and local law, based on the information submitted with this referral.

1. ☐ The proposed action is not subject to review under the law.
2. ☒ Form ZR-3, Comment on Proposed Action is attached hereto.
3. ☐ The proposed action is subject to review; the Division makes the recommendation shown on Form ZR-4, Recommendation on Proposed Action, which is attached hereto.
4. ☐ No recommendation; proposed action has been reviewed and determined to be of local concern

By the Division of Planning:

Date: 1/4/22



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

January 4, 2022

Mr. Kevin Loftus, Esq.
Town Attorney
Town of Lancaster
21 Central Ave.
Lancaster, NY 14086

Re: Proposed Rezoning from General Commercial (GC) to Multifamily Residential Mixed-Use (MFMU)

Location: 4781 Transit Road, Town of Lancaster
Review No.: SP-21-735

Dear Mr. Loftus,

Pursuant to New York General Municipal Law Section 239-m, the Erie County Department of Environment and Planning (DEP) is in receipt of the above-referenced project referral received on December 9, 2021, and offers the following comments:

- The revised project has been reviewed and DEP has no additional comments beyond those in the attached October 6, 2021 letter.

This review pertains to the above referenced project submitted to DEP. This should not be considered sufficient for any County approvals. The applicant and/or its contractors must still obtain any other permits and regulatory approvals applicable to this project.

Sincerely,

David Hall
Planner

Enclosure



Town of Lancaster

Office of The Town Attorney

21 Central Avenue
Lancaster, New York 14086
(716) 684-3342
Fax: (716) 681-7475

Town Attorney

Leza E. Braun
Legal Assistant
lbrown@lancasterny.gov

January 13, 2022

Honorable Town & Planning Board Members
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

RE: Adams Nursery Site Amendment #5028
5799 Genesee Street
Town of Lancaster, County of Erie

Honorable Town Board and Planning Board Members:

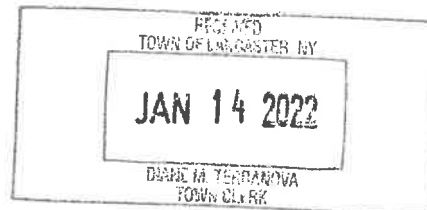
Enclosed please find SEQR responses dated December 8, 2021 & January 3, 2022, from the Erie County Division of Sewerage and Division of Environment and Planning respectively, on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

Very truly yours,

Leza Braun
Legal Assistant to the Town Attorney

Enc.
CC (w/enc): PB Liaison
Town Clerk
Building Inspector
Town Engineer



Hall, David

From: McNamara, Joseph
Sent: Wednesday, December 8, 2021 3:26 PM
To: Hall, David; 'eschiller@wmschutt.com'
Cc: Salah, Mutasem
Subject: SEQRA, (T) Lancaster, 5799 Genesee St. SBL 94.00-2-6.112, Adam's Nursery Expansion

Follow Up Flag: Flag for follow up
Flag Status: Flagged

The DSM has no objection to the Lead Agency request from the Town of Lancaster Town Board for the above mentioned project. Should the proposed project move further forward DSM offers the following comments:

1. The project is located in Erie County Sewer District No.4 (ECSD #4), Town of Lancaster. Flow from this project is tributary to the ECSD #4 Sanitary Sewer System, and eventually to the Buffalo Sewer System.
2. Sanitary Sewer System Design shall be in accordance with 10 States Standards, Erie County Sewer Districts Rules & Regulations, and Design Requirements for Subdivisions and Sanitary Sewer Extensions within the bounds of ECSDs.
3. DSM approval of the sanitary sewer system is required.
4. The Design Engineer is encouraged to discuss preliminary sanitary sewer plans in advance of completing sewer design with the DSM.

The above comments do not constitute DSM approval or disapproval of this project.
Should you have any questions or need further information, please e-mail me at the below address.

Thanks,

Joseph McNamara | Assistant Sanitary Engineer
Erie County | Div. of Sewerage Management
95 Franklin St., Room 1071 | Buffalo, NY 14202
P:+1(716)858-6697 | F:+1(716)858-6257
Joseph.McNamara@erie.gov | <http://www.erie.gov>

**SITE PLAN OR ZONING REFERRAL TO COUNTY OF ERIE, NY
AND REPLY TO MUNICIPALITY**

Note: Please complete in triplicate. Send original and one copy (with attachments) to
Erie County Division of Planning, Room 1053, 95 Franklin Street, Buffalo, N.Y. 14202.
Retain last copy for your files.

Post 12/3/2021
DO NOT WRITE IN THIS SPACE

Case No.: SP 21-728
Received: 12/8/2021

The proposed action described herein is referred in accordance with the provisions of the General Municipal Law, which provides that if no reply is received in 30 days after receipt of full information including a SEQR EAF if applicable, the municipal agency may take final action without considering such reply. If, however, reply is received at any time prior to municipal Action, such reply must be considered.

Description of Proposed Action

1. Name of Municipality:	<u>Town of Lancaster</u>		
2. Hearing Schedule:	Date	Time	Location
		<u>7:00pm</u>	<u>21 Central Avenue, Lancaster</u>
3. Action is before:	<input type="checkbox"/> Legislative Body	<input type="checkbox"/> Board of Appeals	<input checked="" type="checkbox"/> Planning Board
4. Action consists of:	<input type="checkbox"/> New Ordinance	<input type="checkbox"/> Rezone/Map Change	<input type="checkbox"/> Ordinance Amendment
	<input checked="" type="checkbox"/> Site Plan	<input type="checkbox"/> Variance	<input type="checkbox"/> Special Use Permit
			<input type="checkbox"/> Other
5. Location of Property:	<input type="checkbox"/> Entire Municipality	<input checked="" type="checkbox"/> Specific as follows	<u>Adam's Nursery; 5799 Genesee St</u>
			<u>Lancaster, NY 14086</u>
6. Referral required as Site is within 500' of:	<input type="checkbox"/> State or County Property/Institution	<input type="checkbox"/> Municipal Boundary	<input type="checkbox"/> Farm Operation located in an Agricultural District
	<input type="checkbox"/> Expressway	<input type="checkbox"/> County Road	<input type="checkbox"/> Proposed State or County Road, Property, Building/Institution, Drainageway
		<input checked="" type="checkbox"/> State Highway	
7. Proposed change or use: (be specific)	<u>Demolish existing greenhouse & construct new pold barn, storage building & gravel parking lot.</u>		
8. Other remarks: (ID#, SBL#, etc.)	<u>SBL# 94.00-2-6.112</u>		
9. Submitted by:	<u>Kevin E. Loftus, Esq.</u>	<u>12/4/21</u>	
<u>21 Central Avenue, Lancaster, New York 14086</u>			

Reply to Municipality by Erie County Division of Planning

Receipt of the above-described proposed action is acknowledged on 12/8/21. The Division herewith submits its review and reply under the provisions of applicable state and local law, based on the information submitted with this referral.

1. ☐ The proposed action is not subject to review under the law.
2. ☐ Form ZR-3, Comment on Proposed Action is attached hereto.
3. ☐ The proposed action is subject to review; the Division makes the recommendation shown on Form ZR-4, Recommendation on Proposed Action, which is attached hereto.
4. ☒ No recommendation; proposed action has been reviewed and determined to be of local concern

By the Division of Planning: [Signature] Date: 1/3/22



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

January 3, 2022

Mr. Kevin E. Loftus, Esq.
Town Attorney
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

Re: **Adam's Nursery - Coordinated Review**

Location: **5799 Genesee Street, Town of Lancaster**
Review No.: **SP-21-728**

Dear Mr. Loftus,

Pursuant to Article 8 of the New York Environmental Conservation Law, the Erie County Department of Environment and Planning (DEP) is in receipt of the above-referenced lead agency solicitation received on December 3, 2021, and consents to the Town of Lancaster acting as lead agency in the environmental review of this action.

This review pertains to the above referenced project submitted to DEP. This should not be considered sufficient for any County approvals. The applicant and/or its contractors must still obtain any other permits and regulatory approvals applicable to this project.

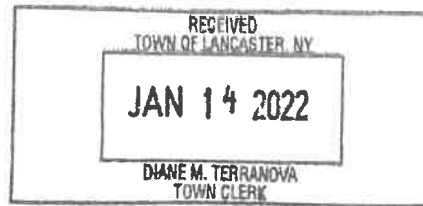
Sincerely,

A handwritten signature in dark ink, appearing to read "David Hall", is written over a faint, larger signature.

David Hall
Planner

67

January 12, 2022



CC: TOWN BOARD
LIDA

Ms. Diane Terranova
Town Clerk
Town of Lancaster
Lancaster Town Hall
21 Central Avenue
Lancaster, New York 14086

RE: Erie County Industrial Development Agency (the "Agency")
Amended and Restated Uniform Tax Exemption Policy

Dear Ms. Terranova:

Please accept this correspondence as notice from the Agency, pursuant to Section 874 of the New York General Municipal Law ("GML"), informing you of the Agency's contemplated action to amend and restate, in its entirety, its Uniform Tax Exemption Policy ("UTEP").

Enclosed herein is the proposed draft UTEP that the Agency, in consultation with the respective Industrial Development Agencies for the Town of Amherst, the Town of Clarence, the Town of Hamburg, and the Town of Lancaster (collectively, the "Town IDAs") has developed for consideration and approval.

Revisions to the UTEP are being proposed to establish updated and clarified policies for the provision of financial assistance including, for the claiming of, real property, mortgage recording, and sales tax exemptions, and have been tailored to be responsive to the kinds of qualified projects that are expected to be undertaken in accordance with the GML.

Please be advised that representatives from the Agency and the Town IDAs will present and discuss the proposed amended and restated UTEP at a scheduled UTEP information session, to be conducted via Zoom, and to be held at 2:00 pm on January 27, 2022. As a taxing jurisdiction official, you are invited to attend the UTEP information session. Please register to attend by accessing the UTEP Information Session registration link, via the following HTML:

<https://www.ecidany.com/utep-information-session>

In addition, the Agency invites you to provide written comments, which will be reviewed at the Agency's meeting scheduled to be held at 12:00 p.m. on February 23, 2022, at which the Agency contemplates taking action on the amended and restated UTEP. I also welcome you to attend the Agency's meeting and provide verbal comments and questions.

All written comments can be directed to the Agency at the address noted above. I also welcome and encourage you to contact me with any questions or for additional information regarding the proposed amended and restated UTEP. I can be reached at jcappell@ecidany.com and at (716) 856-6525.

Very truly yours,

A handwritten signature in black ink, appearing to read "John Cappella".

President & CEO

Countywide Industrial Development Agency Uniform Tax Exemption Policy

Town of Amherst Industrial Development Agency, the Town of Clarence Industrial Development Agency, the Town of Hamburg Industrial Development Agency, the Town of Lancaster Industrial Development Agency and the Erie County Industrial Development Agency

Amended and Restated as of _____, 202__

The declared policy of New York State is to promote the economic welfare, recreation opportunities and prosperity of its inhabitants, and to promote, attract, encourage and develop recreation, and economically sound commerce and industry through governmental action for the purpose of preventing unemployment and economic deterioration by the creation of industrial development agencies ("IDA"). IDAs are empowered to promote, develop, encourage and assist in the acquiring, constructing, reconstructing, improving, maintaining, equipping and furnishing of industrial, manufacturing, warehousing, and commercial facilities and thereby advance the job opportunities, health, and the general prosperity and economic welfare of the people of New York State and to improve their recreational opportunities, prosperity and standard of living.

IDAs are empowered to carry out these statutory purposes by providing for the claiming of real property tax abatements and exemptions from sales, use, and mortgage recording tax, and the issuance of tax exempt bonds (collectively, "Financial Assistance"). The IDAs in Erie County have adopted this Uniform Tax Exemption Policy (the "Policy") to provide for uniform policies for the claiming of IDA Financial Assistance.

Pursuant to the authority vested in it by Article 18-A of the General Municipal Law of the State of New York, an IDA is authorized to establish guidelines and policies for the evaluation and selection of projects for which Financial Assistance will be provided, the suspension, discontinuance, or modification of real property tax abatements, and the recapture of all or part of the Financial Assistance as a consequence of job creation/retention shortfalls or other material violations of the terms and conditions established for the provision of Financial Assistance. Each applicant for Financial Assistance should consult with the appropriate individual IDA to confirm such an IDA's relevant guidelines and policies.

I. Eligible Applicants/Projects

A. By way of example only, Applicants involved in the following business activities may be eligible to apply for Financial Assistance:

1. Commercial activities
2. Manufacturing/Advanced Manufacturing
3. Warehousing/Distributive Services
4. Back office (headquarters, data and call centers)
5. Renewable energy and/or electric energy storage¹

¹ Renewable energy and/or electric energy storage projects will be evaluated based upon consideration of evaluative criteria which are appropriate for such projects particularly where the goals of the project may be broader than typical job retention and creations goals.

B. **Retail Business.** Only certain Retail Business projects may be eligible to receive Financial Assistance in compliance with Section 862 of the New York General Municipal Law (“GML”). Applicants are strongly encouraged to consult Section 862 of the GML and the appropriate individual IDA if a proposed project involves the sale of goods or services to customers who personally visit the project site.

C. **Special Projects.** Applications which contain a mix of retail uses and other non-retail uses (a mixed use project) must comply with Section 862 of the GML and meet additional requirements, if any, as established by each such IDA.

1. **Adaptive Reuse Project/Neighborhood Enhancement Area Project.** Adaptive Reuse Projects/Neighborhood Enhancement Area Projects will be evaluated based upon consideration of evaluative criteria which are appropriate for such projects particularly where the goals of the project may be broader than typical job retention and creation goals. IDA Financial Assistance may be provided to an Adaptive Reuse Project that involves adapting old structures or sites for new purposes, including but not limited to, potentially a mix of retail uses (in compliance with Section 862 of the GML) and commercial uses, and/or market rate or below market rate housing, and/or as otherwise permitted under any exception or amendment to this Policy for each individual IDA. An Adaptive Reuse Project is one that will benefit the host municipality and Erie County by redeveloping a blighted site or structure, promoting infill development utilizing existing infrastructure, creating new economic activity at difficult sites and buildings thus helping to eliminate neighborhood slum and blight, promoting re-use of existing buildings and sites, and helping to maintain a neighborhood’s fabric. Adaptive Reuse Projects prevent economic deterioration and promote employment opportunities. IDAs may also provide Financial Assistance, as determined by each such IDA, to projects that are retail or have retail components, in compliance with Section 862 of the GML, if the project is located in or contemplating relocating to areas within Erie County that are designated, by the respective municipal legislatures, as Neighborhood Enhancement Areas.

2. **Additional Commercial Special Projects.** Continuing Care Retirement Community Project as permitted under Sections 854(19) and 859-b of the GML.

II. Exemption from Real Property Taxes: Payments in Lieu of Taxes

The IDAs maintain a policy for the provision of real property tax exemptions with a corresponding Payment In Lieu Of Tax Agreement (“PILOT Agreement”) to provide a real property tax abatement for qualified projects. Each project receiving an abatement from real property tax will be subject to a PILOT Agreement in a form proscribed by the IDA. Such PILOT Agreement will also require payment of any and all special district assessments.

The calculation of the amount of the PILOT payments, and the amount of such payments, is not set forth in statute. The PILOT Agreement payment schedules contained within this Policy establish a varied real property tax abatement schedule to incentivize certain investments over others. In this manner, projects that meet all or some of the region’s planning and economic development goal criteria will be rewarded with a more beneficial real property tax abatement schedule in comparison to those projects that meet less of the region’s planning and economic development goal criteria. To meet this goal, a four-tiered PILOT incentives schedule will be utilized. Consideration of the following “PILOT Tier Criteria” will be utilized in analyzing and selecting the appropriate tiered PILOT schedule to be utilized for each particular project: (i) capital investment, (ii) employment creation and employment

retention, (iii) consistency with regional and community based planning, and (iv) overall community benefit.

Below is a listing of the current tiered PILOT schedules:

A. Tier 1: Five Year PILOT Schedule

A five year PILOT Schedule will be applied to projects that score at the Tier 1 level based upon application of the PILOT Determination Scoring Worksheet.

Year	1	2	3	4	5
% Abatement	75%	65%	55%	45%	35%

B. Tier 2: Seven Year PILOT Schedule

A seven year PILOT Schedule will be applied to projects that score at the Tier 2 level based upon application of the PILOT Determination Scoring Worksheet.

Year	1	2	3	4	5	6	7
% Abatement	95%	90%	85%	80%	75%	70%	65%

C. Tier 3: Ten Year PILOT Schedule

A ten year PILOT Schedule will be applied to projects that score at the Tier 3 level based upon application of the PILOT Determination Scoring Worksheet.

Year	1	2	3	4	5	6	7	8	9	10
% Abatement	95%	90%	85%	85%	80%	80%	75%	75%	70%	65%

D. Tier 4: Renewable Energy PILOT Schedule

A PILOT Schedule unique to renewable energy projects that may or may not also have an electric energy storage component is available to support statewide renewable energy production goals, currently established at achieving 70% renewable electricity production by 2030. With respect to a renewable energy project, an IDA, in its sole discretion, may authorize a payment in lieu of taxes agreement for up to a twenty-five (25) year benefit period, and shall calculate such payments based upon a formula expressed as a dollar value per Mega Watt (MW) multiplied by the total MW(s) to be generated by such a project. A determination to grant a Renewable Energy PILOT containing terms consistent with the provisions described within this section shall not be considered a deviation from this Policy.

III. Exemption from Sales and Use Taxes

The IDAs maintain a policy for the provision of sales and use tax exemptions, being a 100% exemption from the New York State and local sales and use taxes related to the acquisition, construction, re-construction and equipping of any approved project, inclusive of rentals and all other elements of the Project qualifying for exemption. In coordination with an IDA, an Applicant must confirm the amount of sales and use tax exemption in connection with a qualified project. Operating and maintenance expenses are not eligible for a New York State and local sales and use tax exemption benefit.

IV. Exemption from Mortgage Recording Taxes

The IDAs maintain a policy for the provision of a mortgage recording tax exemption that permits a mortgage recording tax exemption on a portion of the New York State Mortgage Recording Tax in Erie County, statutorily limited to .0075% on any commercial mortgage or security instrument arising out of or related to the financing or refinancing of an approved project.

V. Deviation from the Uniform Tax Exemption Policy

The following constitutes the procedure for deviation from this Policy, as required pursuant to Section 874(4)(b) of the GML. An IDA may authorize a deviation from the Policy after it: (i) provides prior written notification to the affected taxing jurisdiction(s) of the proposed deviation from the Policy and the reasons for the deviation from this Policy including articulated consideration of the issues identified in Section 874(4)(a) of the GML, and (ii) sets forth in writing the reasons for deviating from the Policy.

VI. Intermunicipal Movement of Facility or Plant

If a project involves the removal or abandonment of a facility or plant within the state, adherence to Section 862 of the GML is required prior to making a Financial Assistance determination.

If a project involves the relocation from one municipality within Erie County (the “Current Municipality”) to a different municipality also within Erie County (the “Proposed Municipality”), the IDAs in Erie County set forth the following additional procedures:

A. Upon receipt of a draft application or sufficient materials from a prospective applicant, the relevant IDA with jurisdiction over the Proposed Municipality shall notify the designated economic development representative from the Current Municipality of the pending project unless there is reason the project remain confidential. Upon receipt of a completed Application for Financial Assistance, the IDA will forward a written notice to the chief elected officer of the Current Municipality and the Proposed Municipality (along with their respective economic development designees), which notice shall include (i) said Application, (ii) sites located in the Current Municipality that were considered by the applicant, along with the reasons for rejecting those sites, and (iii) such other information or documentation with regard to the proposed relocation as the IDA may be in possession of.

B. If the applicant declines to respond to such questions regarding its proposed move or indicates that it has not met with representatives of the Current Municipality or reviewed/considered alternative sites within the Current Municipality, the applicant will be strongly urged by IDA representatives to do so prior to final submission of the application, and a determination of said application being considered complete, for consideration of Financial Assistance.

C. A written response or acknowledgement from the chief elected officer of the Current Municipality will be sought with regard to the application for Financial Assistance, and any such response or acknowledgement will be included in the record to be considered by the IDA which has jurisdiction over the Proposed Municipality. This need not be a “sign-off” or an approval of the intermunicipal move. The chief elected officer of the Current Municipality and the Proposed Municipality (and their respective economic development designees) will be invited to address the IDA Board when it considers any such application for Financial Assistance.

VII. IDA Leadership Council

On an as needed basis, a leadership council meeting of the IDAs may be convened to encourage further collaborative efforts, to facilitate the uniform implementation of this Policy, and to provide a forum to address other common concerns with regard to economic development in Erie County. Each IDA signatory to this Policy may permit a representative to attend such a meeting, when such a meeting is convened, provided that such individual represents an IDA, a municipality for whose benefit an IDA was created, and/or any other economic development/community organization. The leadership council will, through the consensus of its members, consider and resolve any concerns raised by an IDA with regard to the interpretation of the Policy, and will coordinate other joint activities of the IDAs to promote a countywide program of economic development.

VIII. Effective Date

This Uniform Tax Exemption Policy shall be effective as of *insert adoption date*, and shall apply to all projects for which an IDA has adopted or adopts an Inducement Resolution after *insert adoption date*, however, it shall not apply to projects for which an IDA, through issuance of its bonds, execution of leases, or the passage of an Inducement Resolution, has authorized any assistance prior to *insert adoption date*, whether or not such projects are thereafter refinanced or modified.

IX. Amendments

An IDA, by resolution of its members, and upon notice to all affected taxing jurisdictions as may be required by law, may amend or modify this Policy as it may, from time to time, in its sole discretion determine.

X. Policy Addendums

A. An IDA, by resolution of its members, and upon notice to all affected taxing jurisdictions as may be required by law, may approve a policy or policies unique to each such IDA as Policy Addendums that may be attached hereto and made a part hereof.

B. For Profit Market Rate Rental Senior Citizen Housing Policy enclosed within this Policy as Addendum A.

XI. Changes in Law

This Policy has been developed consistent with the applicable provisions of Article 18-A of the GML existing as of the Effective Date. In the event of a change in law, rule or regulation affecting any provision of this Policy, this Policy shall be interpreted consistent with such law, rule or regulation, without giving effect to any provision in the Policy to the contrary.

Addendum A

Uniform Tax Exemption Policy Erie County Industrial Development Agency

For-Profit Market Rate Rental Senior Citizen Housing Policy

Notwithstanding anything contained within the Countywide Industrial Development Agency Uniform Tax Exemption Policy to the contrary, for purposes of eligibility, “Senior Rental Housing” is defined as a multi-family housing structure where at least 90% of the units are rented to and occupied by a person who is 60 years of age or older. No benefits will be provided for units that are not available for rent as a Senior Rental Housing.

Market rate senior housing projects approved by ECIDA are eligible for a PILOT the equivalent of the 485(b) property tax incentive that includes all taxing jurisdictions, a sales tax exemption on equipment and construction materials, and a mortgage recording tax exemption. An enhanced or custom PILOT may be considered for certain small scale projects where a particular need is being filled in a small village or town that does not contain alternative senior citizen housing and where the local taxing jurisdiction has requested the enhanced or custom PILOT and there is a showing of unmet demand for senior housing within the taxing jurisdictions and no prospect of this demand being satisfied through normal market forces.

Projects will be evaluated under the following criteria:

1. If the project has received written support from the city, town or village government in which it is located;
2. The location of the project with particular emphasis on if the project is located within the town, village or city center or within a recognized hamlet.
3. If the project is consistent with the applicable municipal master plan
4. If the project advances efforts to create walkable neighborhoods and communities for seniors in proximity to important local amenities and services.
5. If an independent market study shows a significant unmet need in the local community or specific neighborhood where seniors are unable to find appropriate housing opportunities.
6. If the project is located in areas of the Community where there are significant local resident populations that are at or below the median income level as defined by a 1-5 mile radius of the project site.
7. If the project provides amenities that are attractive to seniors and differentiates the project from standard market rate housing apartments including but not limited to:
 - Community rooms, including social/recreational activities
 - In facility senior specific services and amenities
 - Senior oriented fixtures and safety amenities (hand-rails, ramps, elevators, safety devices etc.)
 - Security, call systems
 - On site medical services.
8. Impediments to the ability to conventionally finance the project and the project’s rate of return.
9. The project is targeted at and will be at least 50% occupied by senior citizens whose income is at or below 60 to 80% of the median income for Erie County.



Town of Lancaster

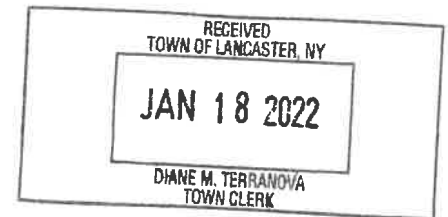
OFFICE OF THE SUPERVISOR

21 Central Avenue
Lancaster, New York 14086
(716) 683-1610
Fax: (716) 683-0512

RONALD RUFFINO, SR.
Supervisor

January 18, 2022

LIDA
21 Central Avenue
Lancaster, NY 14086



Members of the LIDA,

It has been my pleasure to serve as Chair of the LIDA for the last two years and am very proud of the great achievements made.

Please accept this letter as my resignation.

Best regards,

Ronald Ruffino, Sr.
Lancaster Town Supervisor

LANCASTER POLICE DEPARTMENT 69



WILLIAM J. KARN, JR.
CHIEF OF POLICE



525 PAVEMENT ROAD
LANCASTER, NY 14086



TEL: (716) 683-2800
FAX: (716) 681-2352

January 13, 2022

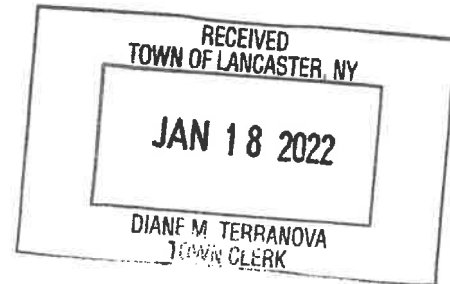
Neil Connelly

Planning Board Chairman

2255 Como Park Blvd.

Lancaster, NY 14086

RE: Site Plan Review- Project #2052



Mr. Connelly,

The Lancaster Police Department has no objection to the above listed project.

Marco A. Laurienzo

Patrol Captain

Lancaster Police Department

Cc: William Karn, Police Chief

Matt Fischione, Code Enforcement

Diane Terranova, Town Clerk ✓

LANCASTER POLICE DEPARTMENT



WILLIAM J. KARN, JR.
CHIEF OF POLICE



525 PAVEMENT ROAD
LANCASTER, NY 14086



TEL: (716) 683-2800
FAX: (716) 681-2352

January 13, 2022

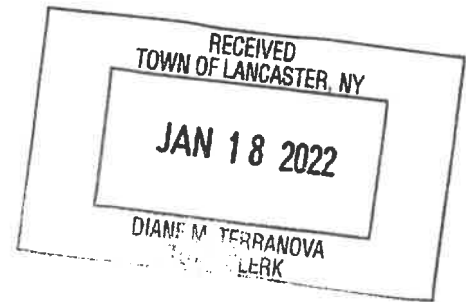
Neil Connelly

Planning Board Chairman

2255 Como Park Blvd.

Lancaster, NY 14086

RE: Preliminary Plat Plan, Project # 5055



Mr. Connelly,

The Lancaster Police Department has no objection to the above listed project.

Marco A. Laurienzo

Patrol Captain

Lancaster Police Department

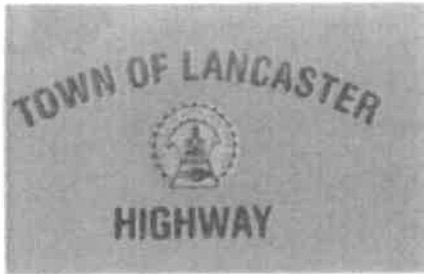
Cc: William Karn, Police Chief

Matt Fischione, Code Enforcement

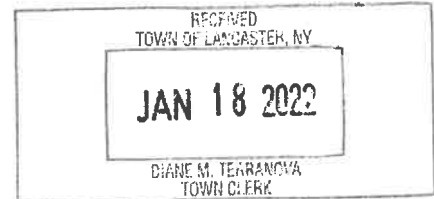
Diane Terranova, Town Clerk ✓

T.C. Comm.
(PD)

71



**TOWN OF LANCASTER
HIGHWAY DEPARTMENT
525 PAVEMENT ROAD
LANCASTER, NY 14086**



**John Pilato
Highway Superintendent
Tel (716)683-3426
Fax (716)685-0271**

January 10, 2022

Honorable Town Board
21 Central Avenue
Lancaster, NY 14096

Re: Michael Bulera

Dear Honorable Town Board:

Pursuant to Highway Law Section 140 I wish to appoint Michael Bulera residing at _____, Lancaster, New York to the position of Laborer Grade #1 in the Highway Department beginning January 24, 2022. Mr. Bulera will be paid \$23.73 per hour which is 80% of the Laborer Grade #1 rate for a six-month probationary period. Michael Bulera will be filling the vacant position of Ron Hoffmann.

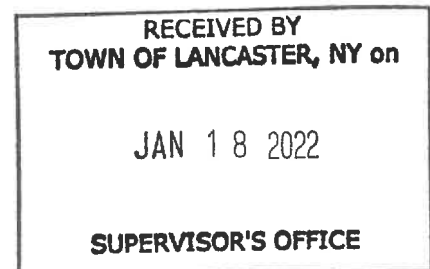
Should you have any questions regarding this matter please do not hesitate to contact me.

Respectfully yours,

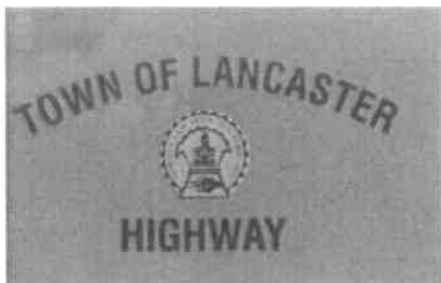
John Pilato / JMS
John Pilato
Highway Superintendent
Town of Lancaster

JP/kak

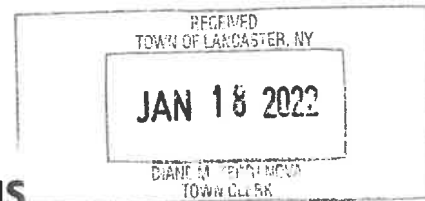
Cc: Ron Ruffino, Town Supervisor
Diane Terranova, Town Clerk
Morgan Fay, Payroll Supervisor
Pamela Cuvillo, Director of Administration and Finance



T.C. Comm.
(P)



**TOWN OF LANCASTER
HIGHWAY DEPARTMENT
525 PAVEMENT ROAD
LANCASTER, NY 14086**



**John Pilato
Highway Superintendent
Tel (716)683-3426
Fax (716)685-0271**

COMMUNICATIONS

January 11, 2022

Honorable Town Board
21 Central Avenue
Lancaster, NY 14086

Re: Jonathon Dundon

Dear Honorable Board Members:

Pursuant to Highway Law Section 140 I wish to appoint Jonathon Dundon residing at _____ Lancaster, New York to the position of Maintenance Worker in the Highway Department beginning January 19, 2022. Mr. Dundon will be paid \$30.47 per hour.

Should you have any questions, please do not hesitate to contact me at your earliest convenience.

Respectfully yours,

John Pilato
Highway Superintendent
Town of Highway Lancaster

JP/mlm

Cc: Pam CuvIELlo, Director of Administration
Ron Ruffino, Town Supervisor
Thomas Fowler Jr., Town Attorney
Diane Terranova, Town Clerk



DIANE M. TERRANOVA
Town Clerk

Town of Lancaster

21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
WWW.LANCASTERNY.GOV

CLERK'S OFFICE
PHONE: (716) 683-9028
FAX: (716) 683-2094

TAX OFFICE
PHONE: (716) 683-1328
FAX: (716) 681-7059

Lancaster Bee - fax # 633-8601
Buffalo News - fax # 856-5150

DIANE M. TERRANOVA, TOWN CLERK
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
683-9028

Dmf

PRESS RELEASE

January 19, 2022

Lancaster Town Clerk Diane M. Terranova announced today that the date of the second Town Board Meeting for February 2022 originally scheduled for February 22, 2022, has been changed to February 14, 2022 at 7:00 pm. The meeting will be held in the Town Board Chambers, Lancaster Town Hall, 21 Central Avenue, Lancaster, New York.

Post on Bulletin board

January 18, 2022

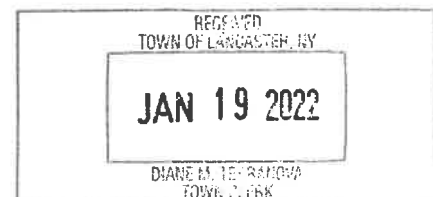
Lancaster Industrial Development Agency (LIDA) Board Members

Leza Braun, Secretary to LIDA

Thank you for your consideration, however I am no longer interested in the position of CFO for LIDA.



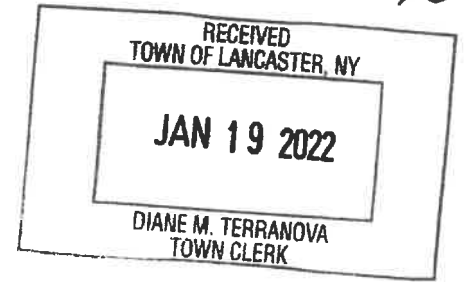
Pamela Cuiello





Agriculture and Markets

T.C. Comm.
(P)



January 10, 2022

Ronald Ruffino
Town Supervisor - Town of Lancaster
21 Central Avenue
LANCASTER, NY 14086

Enclosed is the **Dog Control Officer Inspection Report** completed on **01/05/2022**. This inspection relates to Agriculture and Markets Laws and Regulations which may be viewed on the website below.

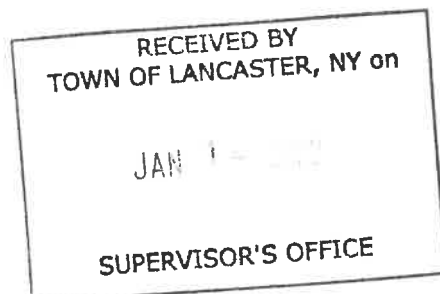
As the report indicates, DCO services were rated "Satisfactory". Please make note of any comments listed on the report.

Dog control officer services are subject to inspection by this agency on a regular basis.

Please notify this office within 30 days of any changes in DCO services.

If you have any questions regarding this inspection, please call me.

Ann Marie Brade
Animal Health Inspector



DOG CONTROL OFFICER INSPECTION REPORT - DL-89Rating: **Satisfactory91**Purpose: **Inspection**DATE/TOA: **1/5/22 3:00 pm****LANCASTER DOG CONTROL
525 PAVEMENT RD
LANCASTER NY 14856**Inspector: **Ann Marie Brade**Inspector #: **72**

These are the findings of an inspection of your facility on the date(s) indicated above:

- | | |
|--|-----|
| 1. Equipment is available for proper capture and holding | Yes |
| 2. Dogs are held and transported safely | Yes |
| 3. Equipment maintained in clean and sanitary condition | Yes |
| 4. Veterinary care is provided when necessary | Yes |
| 5. Dogs are euthanized humanely | Yes |
| 6. Complete seizure and disposition records are maintained for all seized dogs | Yes |
| 7. Dogs transferred for purposes of adoption in compliance with Article 7 | Yes |
| 8. Redemption period is observed before adoption, euthanasia or transfer | Yes |
| 9. Owners of identified dogs are properly notified | Yes |
| 10. Redeemed dogs are licensed before release | Yes |
| 11. Proper impoundment fees paid before dogs are released | Yes |



**Agriculture
and Markets**

T.C. Comm.
(Pd)

January 10, 2022

Ronald Ruffino
Town Supervisor - Town of Lancaster
21 Central Avenue
LANCASTER, NY 14086

Enclosed is the **Municipal Shelter Inspection Report** completed on **01/05/2022**. This inspection relates to Agriculture and Markets Laws and Regulations which may be viewed on the website below.

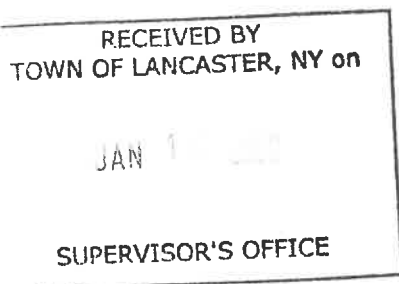
As the report indicates, dog shelter services were rated "Satisfactory". Please make note of any comments listed on the report.

Municipal dog shelters are subject to inspection by this agency on a regular basis.

Please notify this office within 30 days of any changes in municipal shelter services.

If you have any questions regarding this inspection, please call me.

Ann Marie Brade
Animal Health Inspector



MUNICIPAL SHELTER INSPECTION REPORT - DL-90Rating: **Satisfactory91**Purpose: **Inspection**DATE/TOA: **1/5/22 3:00 pm**

**LANCASTER DOG CONTROL
525 PAVEMENT RD
LANCASTER NY 14856**

Inspector: **Ann Marie Brade**Inspector #: **72**

These are the findings of an inspection of your facility on the date(s) indicated above:

1. Shelter is structurally sound	Yes
2. Housing area and equipment is sanitized regularly	Yes
3. Repairs are done when necessary	Yes
4. Dogs are handled safely	Yes
5. Adequate space is available for all dogs	Yes
6. Light is sufficient for observation	Yes
7. Ventilation is adequate	Yes
8. Drainage is adequate	Yes
9. Temperature extremes are avoided	Yes
10. Clean food and water is available and in ample amount	Yes
11. Veterinary care is provided when necessary	Yes
12. Dogs are euthanized humanely, by authorized personnel	Yes
13. Complete intake and disposition records are maintained for all seized dogs	Yes
14. Dogs transferred for purposes of adoption in compliance with Article 7	Yes
15. Redemption period is observed before adoption, euthanasia or transfer	Yes
16. Owners of identified dogs are properly notified	Yes
17. Redeemed dogs are licensed before release	Yes
18. Proper impoundment fees paid before dogs are released	Yes
19. Written contract or lease with municipality	Yes

Town - City - Village Information for Inspection:

TCV CODE	TCV NAME
----------	----------

1417	Town of Lancaster
------	-------------------

REMARKS:

REPRESENTATIVE PRESENT FOR INSPECTION: **Jean Karn**
TITLE: **Dog Control Officer**

REVIEWED BY: **Emily Cacchione**
REVIEWED DATE: **01/06/2022**



Town of Lancaster

OFFICE OF THE SUPERVISOR

21 Central Avenue
Lancaster, New York 14086
(716) 683-1610
Fax: (716) 683-0512

77
RONALD RUFFINO, SR.
Supervisor

LOCAL STATE OF EMERGENCY OR DECLARATION

A State of Emergency is hereby declared in the Town of Lancaster for a period of time beginning at 5 p. m. on the date of January 16, 2022 and continuing in effect for a period of time not to exceed, 30 days and ending at 5 p. m. on the date of February 14, 2022.

The State of Emergency has been declared due to emergency conditions produced by:

Public health crisis caused by the Coronavirus Disease 2019 (COVID-19)

The Town of Lancaster has been continually monitoring the impact of COVID-19 pandemic and its impact on our employees, residents, and business community. Erie County hospitalization rates continue to rise due to the high transmission conditions that have returned to the area. Such conditions threaten or imperil the public safety of the residents and businesses in the Town of Lancaster.

As Chief Executive of the Town of Lancaster, I, Ronald Ruffino, Sr., Town Supervisor have exercised the authority given to me under New York State Executive Law 2-B, to preserve the public safety and render all required and available assistance vital to the security, well-being and health of the citizens of the community.

I hereby direct all Town of Lancaster Departments to take whatever steps necessary to protect life and property, public infrastructure and other such emergency assistance as deemed necessary.

Be advised that all Town business will continue during this time period.

Building Permits will continue to be processed and issued, but specific questions should be addressed to the Building Department at 716-684-4171.

Services provided by the Town of Lancaster Town Clerk's Office will continue. Please contact the Town of Lancaster Clerk's Office at 716-683-9028 for questions.

For developing information, including information relative to closures, postponements and/or rescheduled events, please visit the Town of Lancaster webpage at www.lancasterny.gov.

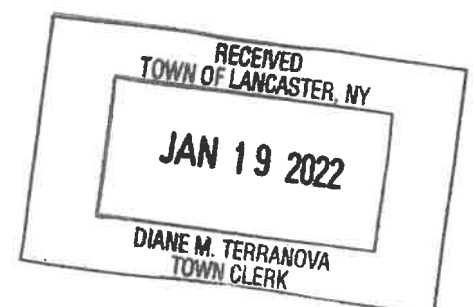
Signed the ____ day of January, 2022 at 5 p.m., in the Town of Lancaster


Signature

Ronald Ruffino, Sr.

Supervisor

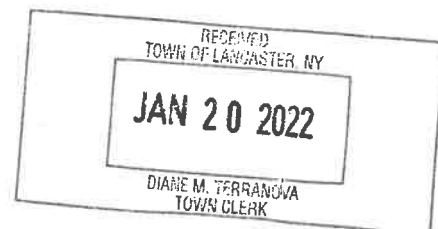
1/16/22
Date



78

BARCLAY DAMON ILP

Jeffery D. Palumbo
Partner



January 20, 2022

VIA EMAIL - dterranova@lancasterny.gov

Diane M. Terranova, R.M.C.
Town Clerk
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

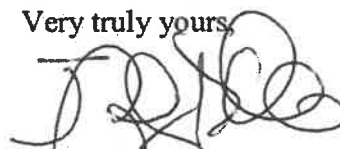
Re: 4781 Transit Road

Dear Diane:

Please be advised that our office represents the Petitioner in connection with the above-referenced matter. The Planning Board, at its meeting of January 19, 2022, issued a Negative Declaration and voted to recommend the rezoning to MFMU. Therefore, I would respectfully request that the Town Board place this matter back on the agenda for a vote on the rezoning.

I thank you in advance for your anticipated cooperation.

Very truly yours,



Jeffery D. Palumbo

JDP:ckk

cc: Supervisor Ronald Ruffino, Sr. (Ruffino@lancasterny.gov)
Neil Connelly, Chairman, Planning Board (nrconnelly7@gmail.com)
Matthew Fischione, Supervising Code Enforcement Officer (mfischione@lancasterny.gov)



Town of Lancaster

Office of The Town Attorney

21 Central Avenue
Lancaster, New York 14086
(716) 684-3342
Fax: (716) 681-7475

KEVIN E. LOFTUS, JR.
Town Attorney
kloftus@lancasterny.gov

Leza E. Braun
Legal Assistant
lbrown@lancasterny.gov

January 16, 2022

Honorable Town & Planning Board Members
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

RE: Shop & Storage #2129
5841 Genesee Street
Town of Lancaster, County of Erie

Honorable Town Board and Planning Board Members:

Enclosed please find SEQR responses dated December 9, 2021, and January 4, 2022, from the Erie County Division of Sewerage Management and the Division of Environment & Planning respectively, on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

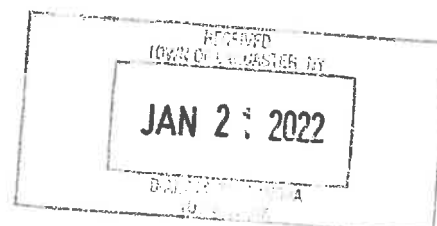
Very truly yours,

Thomas E. Fowler, Jr., Esq.
Town Attorney

TEF:lb

Enc.

CC (w/enc): PB Liaison
Town Clerk
Building Inspector
Town Engineer



Hall, David

From: McNamara, Joseph
Sent: Thursday, December 9, 2021 9:49 AM
To: Hall, David; 'eschiller@wmschutt.com'
Cc: Salah, Mutasem
Subject: SEQRA, (T) Lancaster, 5841 Genesee St. SBL 94.00-2-11.11 proposed storage, warehouse and office building

Follow Up Flag: Follow up
Flag Status: Flagged

The DSM has no objection to the Lead Agency request from the Town of Lancaster Town Board for the above mentioned project. Should the proposed project move further forward DSM offers the following comments:

1. The project is located in Erie County Sewer District No.4 (ECSD #4), Town of Lancaster. Flow from this project is tributary to the ECSD #4 Sanitary Sewer System, and eventually to the Buffalo Sewer System.
2. Sanitary Sewer System Design shall be in accordance with 10 States Standards, Erie County Sewer Districts Rules & Regulations, and Design Requirements for Subdivisions and Sanitary Sewer Extensions within the bounds of ECSDs.
3. DSM approval of the sanitary sewer system is required. If an 8 inch or larger public sanitary sewer extension is proposed, Erie County Health Dept. approval is required.
4. The Design Engineer is encouraged to discuss preliminary sanitary sewer plans in advance of completing sewer design with the DSM.

The above comments do not constitute DSM approval or disapproval of this project.
Should you have any questions or need further information, please e-mail me at the below address.

Thanks,

Joseph McNamara | Assistant Sanitary Engineer
Erie County | Div. of Sewerage Management
95 Franklin St., Room 1071 | Buffalo, NY 14202
P:+1(716)858-6697 | F:+1(716)858-6257
Joseph.McNamara@erie.gov | <http://www.erie.gov>

**SITE PLAN OR ZONING REFERRAL TO COUNTY OF ERIE, NY
AND REPLY TO MUNICIPALITY**

Note: Please complete in triplicate. Send original and one copy (with attachments) to Erie County Division of Planning, Room 1053, 95 Franklin Street, Buffalo, N.Y. 14202. Retain last copy for your files.

Post 12/08/2021
DO NOT WRITE IN THIS SPACE

Case No.: SP-21-730
Received: 12/8/21

The proposed action described herein is referred in accordance with the provisions of the General Municipal Law, which provides that if no reply is received in 30 days after receipt of full information including a SEQR EAF if applicable, the municipal agency may take final action without considering such reply. If, however, reply is received at any time prior to municipal Action, such reply must be considered.

Description of Proposed Action

1. Name of Municipality:		<u>Town of Lancaster</u>	
2. Hearing Schedule:	Date	Time	Location
		<u>7:00pm</u>	<u>21 Central Avenue, Lancaster</u>
3. Action is before:	<input type="checkbox"/> Legislative Body	<input type="checkbox"/> Board of Appeals	<input checked="" type="checkbox"/> Planning Board
4. Action consists of:	<input type="checkbox"/> New Ordinance	<input type="checkbox"/> Rezone/Map Change	<input type="checkbox"/> Ordinance Amendment
	<input checked="" type="checkbox"/> Site Plan	<input type="checkbox"/> Variance	<input type="checkbox"/> Special Use Permit
			<input type="checkbox"/> Other
5. Location of Property:	<input type="checkbox"/> Entire Municipality	<input checked="" type="checkbox"/> Specific as follows	<u>Donato Storage 5841 Genesee St.</u>
			<u>Lancaster, NY 14086</u>
6. Referral required as Site is within 500' of:	<input type="checkbox"/> State or County Property/Institution	<input type="checkbox"/> Municipal Boundary	<input type="checkbox"/> Farm Operation located in an Agricultural District
	<input type="checkbox"/> Expressway	<input type="checkbox"/> County Road	<input type="checkbox"/> Proposed State or County Road, Property, Building/Institution, Drainageway
		<input checked="" type="checkbox"/> State Highway	
7. Proposed change or use: (be specific)	<u>Construction of 13 Storage Units, an office building, & 4 warehouse/shop/office buildings</u>		
8. Other remarks: (ID#, SBL#, etc.)	<u>SBL#94.00-2-11.11</u>		
9. Submitted by:	<u>Kevin E. Loftus, Esq.</u>	<u>12/4/21</u>	
<u>21 Central Avenue, Lancaster, New York 14086</u>			

Reply to Municipality by Erie County Division of Planning

Receipt of the above-described proposed action is acknowledged on 12/8/21. The Division herewith submits its review and reply under the provisions of applicable state and local law, based on the information submitted with this referral.

1. ☐ The proposed action is not subject to review under the law.
2. ☒ Form ZR-3, Comment on Proposed Action is attached hereto.
3. ☐ The proposed action is subject to review; the Division makes the recommendation shown on Form ZR-4, Recommendation on Proposed Action, which is attached hereto.
4. ☐ No recommendation; proposed action has been reviewed and determined to be of local concern

By the Division of Planning:



Date: 1/4/22



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

January 4, 2022

Ms. Diane M. Terranova, Town Clerk
Mr. Kevin E. Loftus, Esq., Town Attorney
Town of Lancaster
21 Central Ave.
Lancaster, NY 14086

**Re: Construction of Public/Warehouse Storage Facilities at 5841 Genesee Street:
Proposed Special Use Permit, SEQR Review, and Site Plan Review**

Location: 5841 Genesee Street, Town of Lancaster

Review No.: ZR-21-711 / SP-21-730

Dear Ms. Terranova and Mr. Loftus,

Pursuant to New York General Municipal Law Section 239-m, and Article 8 of the New York Environmental Conservation Law, the Erie County Department of Environment and Planning (DEP) is in receipt of the above-referenced project referral and lead agency solicitation, and consents to the Town of Lancaster acting as lead agency in the environmental review of this action. DEP offers the following comments based upon its review of the project:

- According to a review of aerial photography and agricultural district maps, the subject site is located within 500' of land in agricultural production in Erie County's Agricultural District #16 – Lancaster Alden. Any future development on this site may require the applicant to prepare an Agricultural Data Statement as required in Section 283-a of Town Law and Article 25-AA of the NYS Agriculture and Markets Law. Future development of this property should be designed so that it does not alter existing drainage facilities used by adjacent parcels.
- The subject site contains portions of wetlands listed in either the New York State Department of Environmental Conservation (NYSDEC) Freshwater Wetland Map or U.S. Army Corps of Engineers (USACE) National Wetlands Inventory. Future development on the site may require a wetlands delineation conducted in consultation with NYSDEC and USACE. Wetlands provide significant habitat and stormwater storage that cannot be completely replaced; development within or near these features may cause flooding on site or on adjacent sites, especially in light of additional impervious surfaces. The Town should closely analyze the impact of any future development on these significant environmental features and consider alternatives to minimize impacts.

- The subject site is designated as a Developing Area in the Erie Niagara Framework for Regional Growth. The Framework discourages the conversion of rural and agricultural lands in these areas. Actions in the Developing Area should: "Support a balance of conservation and quality development... encourage a) the conservation of agricultural and rural lands; b) new compact, pedestrian-oriented, mixed use development on vacant and underutilized sites, and c) higher density, employment intensive, mixed use and transit-oriented development in regional centers and growth corridors." The subject site is not located in a regional center or a growth corridor, as described in the Framework.
- The southern portion of the subject site appears to be located within Zone AE, a Special Flood Hazard Area, as per FEMA's National Flood Hazard Layer. Any future development in this area would need to meet the requirements of the National Flood Insurance Program.

This review pertains to the above-referenced project submitted to Erie County DEP. This should not be considered sufficient for any County approvals. The applicant must still obtain any other permits and regulatory approvals applicable to this project.

Sincerely,



David M. Hall
Planner

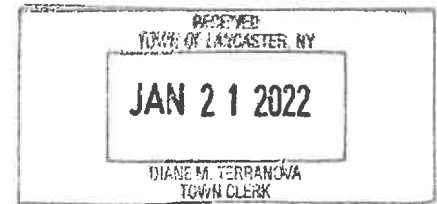
To: Town of Cheektowaga

Attention: Nicholas T. Cultrara, Town Planner

From: Town of Lancaster Planning Board

Re: Mixed-use project at 6386 Transit Rd.

Date: January 21, 2022



The members of the Planning Board of the Town of Lancaster have examined the plans for the proposed project on Transit Road, across from the Hillview School, and have no objection with the Town of Cheektowaga being lead agency. However, we offer the following comments:

1. The size of the project will exacerbate traffic issues on already heavily travelled Transit Rd. This is not only an environmental concern but one of safety.
2. The proximity to Hillview School is a concern. What will be done to mitigate this potential problem? It may be preferable to relocate the planned driveway across from Hillview School at or towards the existing traffic light at the Tops/McDonalds location.
3. The lack of a signalized access point is a concern. However it is unlikely that an additional traffic light could be approved at the the proposed driveway location should one be requested. Perhaps only utilizing existing access points (across Pleasant View and McDonalds) would be preferable in keeping with the Transit Rd. Access Management Plan.
4. Water pressure is already an issue in this neighborhood. Adequate water pressure should not be jeopardized to existing development in Lancaster as an adverse effect due to this plan. The Bowmansville Fire Department may reasonably desire documentation from the ECWA (and possibly the developer) confirming adequate pressure for emergencies.
5. There is a driveway planned to exit at the existing light at Pleasant View Dr. How much traffic would be using Pleasant View as opposed to Transit Rd? The Traffic Study for this proposed development should include the amount of traffic to be added to Lancaster streets in addition to Transit Rd.
6. The NYS DEC has never allowed development within the 100 ft. buffer zone associated with state wetlands in the the Town of Lancaster, and it is inconceivable that such uses would be allowed in Cheektowaga. It has been our experience that the DEC will disallow all residences, sheds, garages, in-ground pools, patios, and even cantilevered decks and balconies.
7. How will this project affect the planned upgrade of Transit Rd. by the NYS DOT? The Town of Cheektowaga has a unique opportunity to coordinate with the DOT and NFTA to optimize design strategies. The inclusion of a ride share pick up location may be considered as well.

GREETINGS

YOU ARE HEREBY COMMANDED, pursuant to the provisions of Chapter 62 of the Laws of 1909 (The State Tax Law) and acts amendatory thereof and supplemental thereto pursuant to the provisions of Chapter 812 of the Laws of 1942 (The Erie County Tax Act) to receive and collect, prior to the first day of May next ensuing the delivery of this warrant, from the several persons and corporations and on the properties named and described in assessment rolls of the Town of Lancaster which this warrant is annexed and herewith delivered to you, the several sums mentioned as taxes in the last column of such roll opposite the respective names or properties, together with your fees and penalties and interest charges as herein set forth.

YOU ARE HEREBY COMMANDED, out of monies so collected, to pay over, upon the dates and in the manner fixed by law, as follows:

FIRST. To the Supervisor of the above named town for support of highways and bridges' and for returned highway taxes, the sum of:

Four Million, Five Hundred Fifty Thousand, Six Hundred Thirty-Nine Dollars & 00/100 **\$ 4,550,639.00**

SECOND. To the Supervisor of the above named towns, for all other town expenses, the sum of:

Twenty Million, One Hundred Ten Thousand, Six Hundred Eighty Dollars & 04/100 **\$ 20,110,680.04**

THIRD. To the Commissioner of Finance the residue of monies to be collected being the sum of:

Twenty Five Million, Four Hundred Sixty-Six Thousand, Two Hundred One Dollars & 89/100 **\$ 25,466,201.89**

TOTAL TO BE COLLECTED: \$ 50,127,520.93

The Commissioner of Finance is hereby authorized, and this shall be his Warrant, to collect in the manner provided by Law any and all taxes appearing on this roll and not collected by the above named Receiver

IN WITNESS WHEREOF, the Legislature of the County of Erie, has pursuant to law, caused this warrant to be signed by its chairman and clerk and the seal of the County of Erie to be affixed on this the 6th day of January 2022.

BY THE ORDER OF THE LEGISLATURE OF ERIE COUNTY.

DEBIT 99.46
\$ 50,127,421.47

Amel Baski

CHAIRMAN

[Signature]

CLERK

FEES, TO THE CITY TREASURER OR RECEIVER OF TAXES IN TOWNS OF THE FIRST CLASS PAYABLE BY PROPERTY OWNER:

On taxes collected February 16 to February 28 inclusive	1.5 per cent	On taxes collected April 1 to April 15 inclusive	6.0 per cent
On taxes collected March 1 to March 15 inclusive	3.0 per cent	On taxes collected April 16 to May 2 inclusive	7.5 per cent
On taxes collected March 16 to March 31 inclusive	4.5 per cent		

FEES, TO COLLECTOR, TOWN OF THE SECOND CLASS: On taxes collected March 16 to May 2 inclusive 7.5 per cent

Interest on taxes paid on or after May 3 is calculated by adding the 7.5% penalty fee to the levy forming the base of the tax then due, interest is 1.5% per month of the base making 18.7875% in all, when unpaid taxes are sold in November.

RETURNS AND PAYMENTS BY COLLECTOR: Payments to Supervisor may be made at any time. Receipt in duplicate must be given the collector, one copy for his own retention; one copy to be filed with the Commissioner of Finance.

MARCH 1. The collector must make a return to the Commissioner of Finance and pay over all money in his hands.

APRIL 1. The collector must make a return to the Commissioner of Finance and pay over all money in his hands.

MAY 3. The collector must return his tax roll; make a verified list of unpaid taxes and pay to the Commissioner of Finance the balance due as shown by his warrant. If the collector, refuses or neglects to pay over the monies collected by him or account for the unpaid taxes within five days after the above dates, it is the duty of the Commissioner of Finance to apply to the County Court for an order commanding the Sheriff to collect the full amount of the warrant unaccounted for, by levy upon the real and personal property of the collector, (section 303 Tax Law).

A. TOWN HIGHWAY MONIES

Highway Fund (item #1) Bridge Fund (item #2)
Machinery Fund (item #3) Miscellaneous Fund (item #4)
Payable to Supervisor for above items **\$ 4,550,639.00**

B. OTHER TOWN EXPENDITURES

1. Town Expenses as per budget:
General expense \$ 7,952,869.00
Transfer of Exempt Property Town \$ 21,173.04
Police Fund \$ 4,489,359.00
TOTAL \$ 12,463,401.04

2. SPECIAL DISTRICT EXPENSES

Refuse District \$ 2,645,545.00
Lighting District \$ 184,240.00
Fire Protection District \$ 3,944,720.00
Water Districts \$ 872,534.00
Property Clean Up \$ 240.00
TOTAL \$ 7,647,279.00

TOTAL PAYABLE TO SUPERVISOR \$ 24,661,319.04

C. FOR COUNTY EXPENDITURE

1. For County Expenses:
County Service Tax as apportioned \$ 15,941,077.91
Library tax as apportioned \$ 1,435,703.11
TOTAL \$ 17,376,781.02

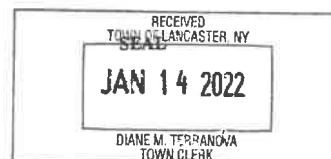
2. For Town Indebtedness to County:
Deficiency in prior levy \$ 7.45
Expenses in town elections \$ 435,029.65
Community College Payments \$ 144,692.63
Erie County Sewer \$ 2,227,959.25
Erie County Sewer Flow \$ 467,752.50
Erie County Sewer Flat Usage Fee \$ 3,823,660.00
Erie County Sewer Premium Assessment \$ 65,513.35
TOTAL \$ 7,164,614.83

3. Re-assessed Taxes
2020 Tax Credit (\$ 357.60)
Unpaid Village Tax \$ 212,925.21
Unpaid School Tax \$ 688,534.75
Transfer Exempt Property (County Tax) \$ 23,703.68
TOTAL \$ 924,806.04

4. Credit -

TOTAL TO COMMISSIONER OF FINANCE \$ 25,466,201.89

County Tax Rates		Town Tax Rates	
County Service Tax	4.100983	General Town (Town)	1.990628
Library Tax	0.356387	General Town (Village Depew)	1.928285
Total County Tax	4.457370	General Town (Village Lancaster)	1.928285
		Highway (Town)	1.483547
		Highway (Village Depew)	0.119333
		Highway (Village Lancaster)	0.119333
		Police Fund (Town)	1.237526
		Police Fund (Village Lancaster)	1.237526



January 21, 2022

Thomas Fowler, Jr. Esq
 Town of Lancaster Attorney
 21 Central Ave
 Lancaster, NY 14086

T. C. Comm.


Attorney Fowler,

We are writing in concern for the recent draft contract released for Ambulance services to the residents of the Town of Lancaster and concerns that this contract will provide sub-standard ambulance services to our town residents. Section 10 of the Town of Lancaster fire contract states:

"The Town will solicit input from representatives of the several companies with regard to the negotiation of any contract or contract renewal with an ambulance provider, and the Town may invite representatives of the several fire companies to be present during such negotiations."

Lancaster Volunteer Ambulance Corps (LVAC) has been anything but volunteer for many years. Although Volunteers run this multimillion-dollar agency it is staffed by paid crews and there has not been a volunteer taking regular calls for those many years. This contract should be treated and written no different than it would for any of the other paid ambulance agencies (AMR, Twin City, Mercy EMS). LVAC has operated in this fashion through regular billing (no longer only 3rd party), bidding on other town contracts (Town of Alden & Town of Elma), and obtaining private transport contracts. Yet you are awarding them this very lucrative contract without requesting a certain level of service.

We have reviewed the contracts provided by other paid ambulance services to the towns of Cheektowaga and Amherst. Why are we not seeking the equivalent level of services for the Town of Lancaster? Do our residents deserve any less? If you are not going to bid out the contract, we ask that you hold the paid ambulance service in this contract to the same level of expectations as any other ambulance service would provide if allowed to bid.

As we have said on many occasions, we are available for consultation and can provide useful information and input in this very critical contract.



Michael Hyde

Twin District Fire Co Chief

Thomas Trzepacz

Brett Broska

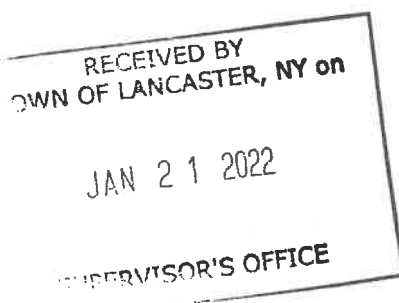
Steve Krawczyk

Bowmansville Fire Assn Chief

Townline FD Chief

Millgrove FD Chief

Cc: Supervisor Ronald Ruffino
 Cc: Town Clerk Diane Terranova



Civil Engineering
Environmental Engineering
Municipal Engineering
Land Surveying



Project Management
Construction Support Services
Landscape Architecture
SWPPP Services

January 14, 2022

T.C. Comm.
(PL)

Mr. Leonard F. Kowalski, PE
Executive Engineer
Erie County Water Authority
3030 Union Road
Buffalo, NY 14227

RECEIVED BY
TOWN OF LANCASTER, NY

JAN 19 2022

SUPERVISOR'S OFFICE

Re: Town Watermain Replacement Projects
PVC Pipe

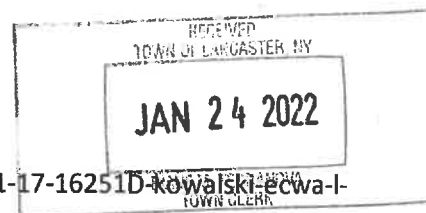
Dear Mr. Kowalski,

There are two watermain replacement projects in the design phase for several locations in the Town of Lancaster. Contract TLN-12 with Erdman Anthony consists of approximately 7,100 LF along Siebert Rd and Brunck Rd. Contract TLN-13 consists of approximately 4,200 LF along Bowen Rd and Genesee St. The preliminary alignment drawings for both Contracts were recently submitted for review. The Contract TLN-12 alignments are in the road pavement. The Contract TLN-13 alignments are outside the road pavement but generally within five feet of the edge of pavement.

The watermain along Genesee St is 12-inch and will be DIP. The use of 8-inch Class DR14 PVC pipe and HDPE for HDD is proposed for both projects at the other locations. We were informed that this is approved on a project-by-project basis. All of the recent watermain replacement projects in Lancaster were completed with 8" and 10" DR 14 PVC pipe under or within 5' of the edge of pavement. In addition, HDPE has been used for HDD. These projects included TLN-7, TLN-8, TLN-9A, TLN-9B, TLN-10, and TLN-11. These consisted of ten locations throughout the Town and totaled approximately 24,000 LF of new watermain.

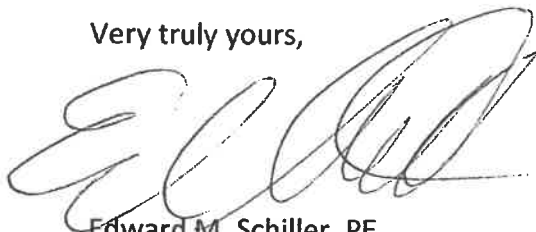
In addition, there are crossings of the 6" Buckeye Partners, LLC petroleum pipeline in both Contracts TLN-12 and TLN-13. PVC pipe is preferred there due to the cathodic protection system for the petroleum pipeline.

We therefore request approval for PVC pipe for both projects. Thank you for your consideration.



M:\2016\16251D-TLN-13 Lancaster Contract\Correspondence\22-01-17-16251D-kowalski-ecwa-l-ems.docx

Very truly yours,

A handwritten signature in black ink, appearing to read 'E. Schiller', written over a horizontal line.

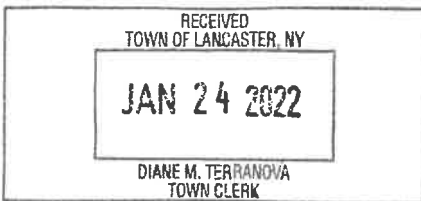
Edward M. Schiller, PE
Town Engineer

cc: Ronald Ruffino, Sr, Supervisor
William Schutt, PE, WSA
Michael Quinn, PE, ECWA
Steve Denzler, PE, ECWA
Dan Ziemianski, Erdman Anthony

1-20-22

84

Hello town board members,, a friend of owers, mr danny reno sujested that I write u a letter asking for the board to consider selling the paper sreet behind my pole barn . it is (Belmont st) im told that all that has to be done is deam it surplus in order to sell it , that way u cn get sum tax money from me. You already had it surveyed a few years ago, so that part is done. Thank you for your tym in considering this . Johnny mielko





Town of Lancaster

85

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086
PHONE: (716) 684-3342
FAX: (716) 681-7475

Thomas E. Fowler, Jr.
Town Attorney

Leza E. Braun
Legal Assistant

January 19, 2022

Mr. David Denk
Regional Administrator
N.Y.S. DEC

Mr. Matt Salah
Coordinator of Construction Projects
Division of Sewerage Management

Mr. Garrett Hacker, P.E.
Erie County DPW
Division of Highway

Mr. Russell Stoll, P.E.
Erie County Water Authority

Ms. Jennifer Delaney
DOH

Ms. Mariely Ortiz
LIDA Review Planner

US Army Corp of Engineers
SEQRA Review

Re: Coordinated Review
Preliminary Plat Cross Creek Phase 9 #5055
6 SFH; 538 Pavement Rd
Town of Lancaster, County of Erie

All:


Please be advised that a private developer has presented a proposed preliminary plat-plan for the construction of a 6-lot residential subdivision on a +/- 2.2-acre parcel of land located at 538 Pavement Road (SBL No. 94.15-1-23) in the Town of Lancaster and which the Town has determined to be an "Unlisted Action" under SEQRA.

The Town Board of the Town of Lancaster advised the developer that an Application and Environmental Assessment Form (EAF) was to be submitted to the Town of Lancaster in order to commence a review of the proposed project under SEQRA.

The developer has submitted the application and EAF and the Town Board of the Town of Lancaster is now notifying all other agencies which may be involved in the approval of this project that within thirty (30) days of the mailing of the enclosed EAF, a lead agency must be designated by agreement among the agencies.

The anticipated impact of this project is primarily of local significance and the Town of Lancaster desires to act as lead agency in investigation and review of the proposed action.

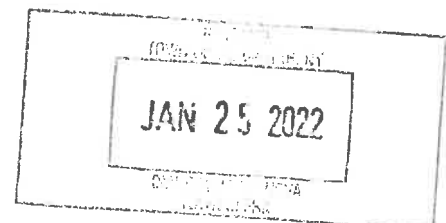
Very truly yours,


Thomas E. Fowler, Jr., Esq.
Town Attorney

TEF:lb

Encs.

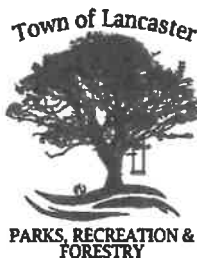
CC: PB Liaison
Town Clerk
Code Officer
Engineer



SUPERVISOR
Ronald Ruffino Sr.

COUNCIL MEMBERS
Adam Dickman
David Mazur
Robert Leary
Mark Burkard

T.C. Comm.

86
Deputy Highway Superintendent
Michelle Barbaro

525 Pavement Road
Lancaster, NY 14086
716-684-3320 phone
716-685-3497 fax

January 20, 2022

Supervisor Ronald Ruffino
and Honorable Council Members
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

Dear Supervisor Ruffino and Honorable Council Members:

I respectfully submit the following individuals for your consideration to be appointed to the position of part-time permanent employees for the Basketball Program for the fall/winter of 2021 – 2022 in the Parks, Recreation & Forestry Department, without benefits. These positions will be for no more than 19 hours per week.

<u>NAME</u>		<u>POSITION</u>	<u>PAY RATE/HR.</u>	<u>EFFECTIVE</u>
Ryan Fitzsimmons	Alden	Recreation Attendant (Youth Basketball)	\$14.00	January 22, 2022
Dallas Gianni	Lancaster	Recreation Attendant (Youth Basketball)	\$14.00	January 22, 2022
Lucas Jachimiak	Lancaster	Recreation Attendant (Youth Basketball)	\$14.00	January 22, 2022

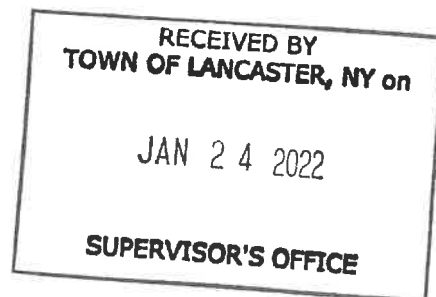
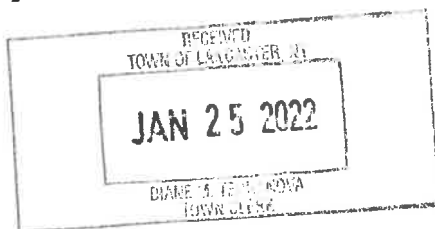
Should you approve, I would like to request that a resolution be placed on the agenda for the Monday, February 7, 2022, Town Board meeting.

Sincerely,



Michelle Barbaro
Deputy Highway Superintendent

MB:jw



DIANE M. TERRANOVA, TOWN CLERK
TOWN OF LANCASTER
21 CENTRAL AVE.
LANCASTER, N.Y. 14086
AREA CODE 1-716 683-9028

87

Lancaster Bee
Buffalo News

DIANE M. TERRANOVA, TOWN CLERK
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
683-9028

DMF

PRESS RELEASE

January 26, 2022

Lancaster Town Clerk Diane M. Terranova announced today that the Town of Lancaster is offering all Board Meetings live streamed as they are happening and archived afterwards on their YouTube channel. This includes Town Board, Planning Board, Zoning Board of Appeals, Ethics Board and Industrial Development Agency meetings.

This opportunity to view and listen to board meetings will further open the government to the community. To access the YouTube channel, go to www.lancasterny.gov and on Quick Links, at the right-hand side of the page, click either "YouTube Live Streaming" or "YouTube Previous Board Meetings." The Town of Lancaster is happy to provide more access to anyone unable to attend these governmental meetings.

cc: Post on bulletin board

\\CATSVR\Applications\WORK FOLDER\press release.doc

Civil Engineering
Environmental Engineering
Municipal Engineering
Land Surveying



Project Management
Construction Support Services
Landscape Architecture
SWPPP Services

88

January 25, 2022

Honorable Town Board
21 Central Ave
Lancaster, NY 14086

T.C. Comm.
T.A. Reso.

Re: Notice to Bidders Relining of Three Culverts

Dear Honorable Town Board

It is requested that the Town Board authorize publication of the attached Notice to Bidders for the contract to reline 3 culverts (Harewood Run, Sugarbush Lane and Running Brook Drive).

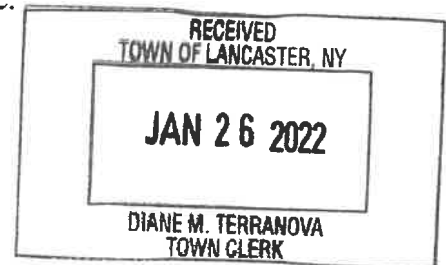
We would like advertising to begin February 10, 2022 and bids to be opened at 10:00AM on March 3, 2022.

This project was listed in the 2021 Capital Plan for bonding.

If you have any questions, please do not hesitate to contact me.

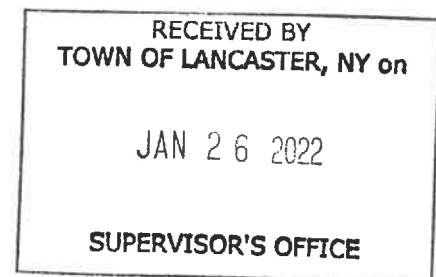
Respectfully

Edward M. Schiller, PE
Town Engineer



Attachments

Cc: T. Fowler, Jr, Town Attorney
J. Pilato – Highway Superintendent
D. Terranova, Town Clerk



ADVERTISEMENT FOR BIDS

**TOWN OF LANCASTER
ERIE COUNTY, NEW YORK**

**RELINING OF THREE CULVERTS IN THE TOWN OF LANCASTER
HAREWOOD RUN OVER NORTH BRANCH OF SLATE BOTTOM CREEK
SUGARBUSH LANE OVER NORTH BRANCH OF SLATE BOTTOM CREEK
RUNNING BROOK DRIVE OVER NORTH BRANCH OF SLATE BOTTOM CREEK**

General Notice

The Town of Lancaster is requesting Bids for the construction of the following Project:

Relining of Three Culverts in the Town of Lancaster
Harewood Run over North Branch of Slate Bottom Creek
Sugarbush Lane over North Branch of Slate Bottom Creek
Running Brook Drive over North Branch of Slate Bottom Creek

Bids for the construction of the Project will be received at the office of the Town Clerk, 21 Central Avenue, Lancaster, New York 14086 until Thursday, March 3, 2022 at 10:00 AM local time. At that time the Bids received will be publicly opened and read.

The Project consists of cleaning and relining the above referenced culverts with a polyurea liner in the Town of Lancaster.

Obtaining the Bidding Documents

The Issuing Office for the Bidding Documents is Avalon Document Services, www.avalonplanroom.com.

Prospective Bidders may examine the Bidding Documents at the Issuing Office or at Construction Exchange of Buffalo and WNY, 2660 William Street, Buffalo, New York 14227 on Monday through Friday between the hours of 8:00 AM and 4:00 PM and may obtain copies of the Bidding Documents from the Issuing Office as described below. Partial sets of Bidding Documents will not be available from the Issuing Office. Neither Owner nor Engineer will be responsible for full or partial sets of Bidding Documents, including addenda, if any, obtained from sources other than the Issuing Office.

Beginning at 9:00 AM, on February 10, 2022, if bidders wish to purchase printed copies of the Contract Documents, they must be obtained through Avalon Document Services. The fee paid to Avalon is non-refundable. Only official planholders will be allowed to bid on the project. Bidders acknowledge that they are responsible for review of all components of the Contract Documents, including all specification sections and drawings, regardless of how many drawings they print and in which format/size they are printed.

Instructions to Bidders.

For all further requirements regarding bid submittal, qualifications, procedures, and contract award, refer to the Instructions to Bidders that are included in the Bidding Documents.

This Advertisement is issued by:

Owner: Town of Lancaster, New York

By: Diane Terranova

Title: Town Clerk

Date: February 10, 2022

LANCASTER POLICE DEPARTMENT 89



WILLIAM J. KARN, JR.
CHIEF OF POLICE

*T.C. Comm.
T.A. Reso.
(PD)*



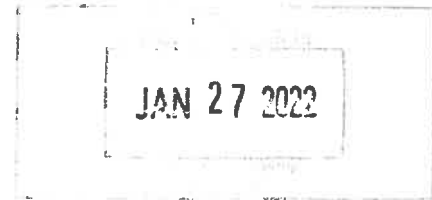
525 PAVEMENT ROAD
LANCASTER, NY 14086



TEL: (716) 683-2800
FAX: (716) 681-2352

January 24, 2022

Ronald Ruffino, Supervisor
Honorable Council Members
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086



Supervisor Ruffino and Honorable Council Members:

The Department requests that the Town Board deem the listed vehicles surplus property to be sold at public auction. The vehicles have been replaced and are no longer in use. We would like to utilize the online auction services of "Auctions International" as they have experience with many other municipalities as well as our own. The vehicles would be listed for online bids beginning on or about February 10, 2022 and ending on or about February 20, 2022. The vehicle would be made available for inspection at the Town Center, 525 Pavement Road.

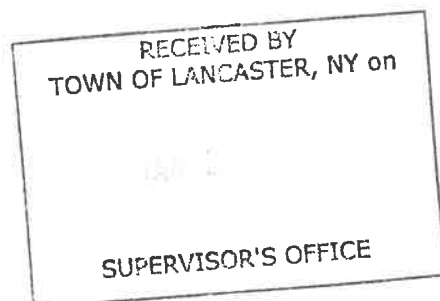
Vehicle to be deemed surplus:

1. 2010 Ford Fusion Vin# 3FAHP0HG7AR175854 84,238 mi.
2. 2012 Ford Fusion Vin# 3FAHP0HG8CR440753 68,271 mi.

Respectfully,

Jeffrey Smith
Detective Captain

cc: William Karn, Chief of Police
Thomas Fowler II, Town Attorney
Diane Terranova, Town Clerk



At-Large Directors
Raymond Waterman
Pamela Armstrong
Dr. Kelly Frothingham

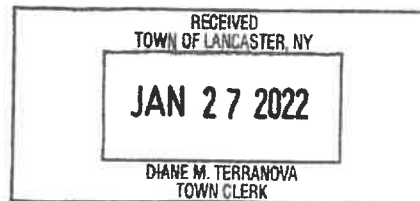


Directors
John Mills, Chairman, Co. Legislator
Vacant, Co. Legislator
David Mosher, Grange
Allison DeHoney, Farm Bureau

Erie County Soil & Water Conservation District

50 Commerce Way, East Aurora, New York 14052-2185

Phone: (716) 652-8480 ext. 5



January 20, 2022

Dear Town Clerk,

It is time again for the annual Soil & Water Conservation District Tree and Shrub Seedling Program. With the support and assistance of local public offices, our 2021 program was a great success. We are once again asking for your help with the 2022 program. We typically ask you to make the enclosed order forms available for public access, however, we understand that with COVID-19 safety protocol your office may have certain guidelines for how you make information available to the public. If you are not able to share the forms with visitors please consider sharing the forms with staff, family and friends.

The order form and additional program information are available through our website at www.ecswcd.org. We have also enclosed the annual advertising poster but we are not including information slips this year to eliminate handling. We modified the poster to include a QR (Quick Response) code that visitors can choose to scan with their mobile devices. The QR code takes the visitor to our website. If you have room in your office/building we would greatly appreciate your hanging of the poster in a conspicuous place.

We are truly grateful for your assistance in our conservation effort. If you would like more information about the Program and/or more order forms, please contact me via phone at 652-8480, ext. 5 or via e-mail at don.sribick@ny.nacdnet.net. We would welcome any feedback or suggestions about the Program.

Thank you for your help.

Sincerely,

Don Stribick
Conservation District Technician

Enc.

Conservation Districts are local government subdivisions established under New York State Environmental Conservation Law to carry out programs for the conservation of soil, water and related resources. Districts are resource management agencies coordinating and implementing resource and environmental programs at the local level in cooperation with local, state and federal agencies

Civil Engineering
Environmental Engineering
Municipal Engineering
Land Surveying



Project Management
Construction Support Services
Landscape Architecture
SWPPP Services

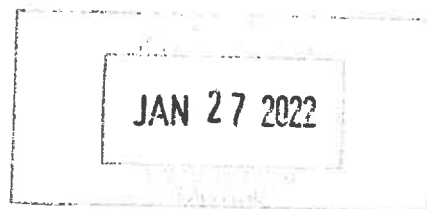
T.C. Comm.
T.A. Reso.

(Signature)

January 27, 2022

Honorable Town Board
Town of Lancaster
Lancaster, NY 14086

Re: Lancaster Dog Control Facility
Change Order 4



Dear Board Members,

MGR Constructors, Inc. has submitted Change Order 4 for the above referenced project. Change Order 4 is for:

- Applying a credit to change the 2ft of 1" opening fence on top of the block wall to 2". The 1" was in Change Order 3.
- Additional cost for 2ft of 2" opening fence on top of block wall.
- Adding 2" opening fence across the top of the kennels.

The cost of Change Order #4 is \$1,400.00.00 resulting in a new contract value of \$490,061.00.

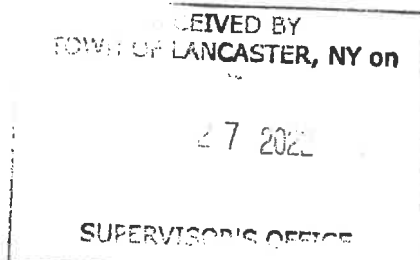
We have reviewed the Change Order and recommend approval.

It is requested the attached be approved. Should you have any questions, please do not hesitate to contact me.

Very truly yours

Edward M. Schiller, PE
Town Engineer

CC Town Clerk
Town Attorney



CHANGE ORDER No. 4Date of Issuance January 25, 2022

Effective Date _____

No. 4OWNER: Town of Lancaster, New YorkCONTRACTOR: MGR Constructors Inc.

Contract: _____

Project: Dog Control FacilityOWNER's Contract No. _____ ENGINEER's Contract No. 06168G J3ENGINEER: Wm. Schutt & Associates, P.C.

You are directed to make the following changes in the Contract Documents:

Description: Per letter dated January 12, 2022 (attached). The Change includes:

- Credit for 2' of 1" fencing on top of walls
- Cost for 2' of 2" fencing on top of walls.
- Additional 2" fencing for Kennel Tops

CHANGE IN CONTRACT PRICE:

Original Contract Price

\$ 603,444.00

Net Increase (Decrease) from previous

Change Orders No. 1 to 3:\$ (114,783.00)**CHANGE IN CONTRACT TIMES: (days or dates)**

Original Contract Times:

Substantial Completion: 2/10/2022Ready for Final Payment: 3/12/2022

Net change from previous Change Orders

No. 1 to 1:Substantial Completion: 4/11/2022Ready for Final Payment: 5/11/2022

Contract Price prior to this Change Order:

\$ 488,661.00

Contract Times prior to this Change Order:

Substantial Completion: 4/11/2022Ready for Final Payment: 5/11/2022

Net Increase (Decrease) of this Change Order:

\$ 1,400.00

Net Increase (Decrease) this Change Order:

Substantial Completion: N/AReady for Final Payment: N/A

Contract Price with all approved Change Orders:

\$ 490,061.00

Contract Times with all approved Change Orders:

Substantial Completion: 4/11/2022Ready for Final Payment: 5/11/2022

RECOMMENDED:

By: _____

ENGINEER (Authorized Signature)

Date: 1/27/22

APPROVED:

By: _____

OWNER (Authorized Signature)

Date: _____

ACCEPTED: MGR Constructors Inc.

By: _____

CONTRACTOR (Authorized Signature)

Date: 1/26/2022



COUNTY OF ERIE

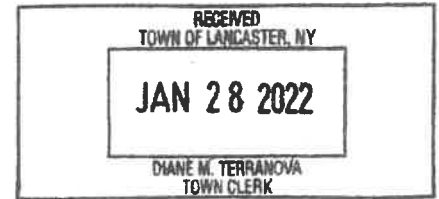
MARK C. POLONCARZ

COUNTY EXECUTIVE

**ERIE COUNTY DEPARTMENT OF ENVIRONMENT AND PLANNING
DIVISION OF ENVIRONMENTAL COMPLIANCE**

**DANIEL R. CASTLE, AICP
COMMISSIONER**

**BONNIE LAWRENCE
DEPUTY COMMISSIONER**



January 25, 2022

Dear Mayors, Supervisors and all:

Like most municipalities across New York, I have no doubt you and your Boards are dealing with the evolving nature of planning, zoning, and permitting of solar energy and battery storage facilities. What do you need to be aware of? Are your Plans and Codes current? Is your staff aware of the latest trends in permitting and inspecting these clean energy projects?

This March, the Erie County Department of Environment and Planning is excited to host a series of four free educational trainings led by New York State trainers to help municipal staff, board members, elected officials and others prepare for clean energy projects. Effective and thoughtful buildout of clean energy infrastructure is critical to addressing the climate crisis, and Erie County is committed to supporting local governments as our economy transitions to clean energy.

Topics will include New York State's revised model solar energy and battery storage zoning laws, clean energy for comprehensive planning, and solar and battery storage permitting and inspecting. The four-part series will cover a new topic each week, with unique targeted audiences for each training session. The trainings will be held virtually on consecutive Thursdays in March at noon, starting March 3rd.

There is no cost to register. The sessions will provide training credits through either NYSDOS BSC or Annual Training Credits for Planning and Zoning Board Members. Additionally, fifteen \$50 716 eGift Cards will be raffled to attendees.

I have included two copies of a flyer describing the trainings. For additional details or to register, visit: bit.ly/CleanEnergyTrainings. If you have any questions, please contact Kasey Johnston at 716 858-1762 or Kasey.Johnston@erie.gov.

Thank you,

Daniel R. Castle, AICP
Commissioner

DRC/mw
Enclosures

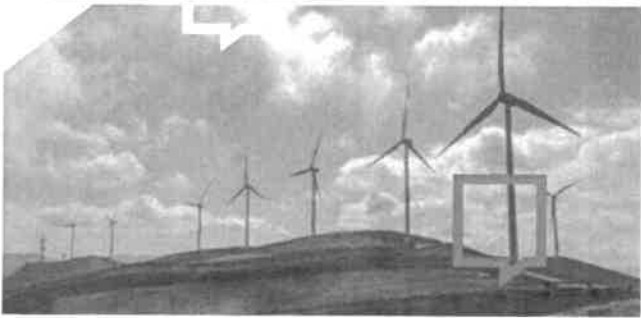


**LEARNING
SERIES**

**ONE
REGION
FORWARD**

Municipal Clean Energy Academy

MARCH 2022



FOUR TRAININGS IN FOUR WEEKS

WHO IS THIS FOR?

March 3 Clean Energy and Your Comprehensive Plan
Best practices and strategies for incorporating clean energy goals into a new or updated comprehensive plan.

Municipal & advisory board members, planning staff, comprehensive plan committee members & others

March 10 Models laws for Solar Energy and Battery Storage
In-depth review of customizable template zoning laws from NYSERDA's updated Solar Guidebook for Local Governments and Battery Energy Storage System Guidebook.

Municipal & advisory board members, code enforcement officials, staff & others

March 17 Solar PV Permitting and Inspecting
In-depth review of permitting and inspecting solar energy systems in New York State from start to finish.

Code enforcement, building officials & others

March 24 Battery Energy Storage Permitting and Inspecting
Introduces key safety considerations for battery energy storage systems for code and building officials.

Code enforcement, building officials & others

NY trainings to help local municipalities plan for and manage clean energy projects in their communities.

This March, Erie County's Department of Environment and Planning will host a series of free educational trainings to help municipal staff, elected officials, volunteers, and community members prepare for clean energy projects. The series will cover a new topic each week, and will help your community prepare for NYS's clean energy transition.

We encourage you to participate in all four sessions!

This installment of the One Region Forward Learning Series was organized by Erie County.

**Thursdays at
12pm
this March!**



Erie County **CLIMATE ACTION**



**Register and
get more
information at:**

bit.ly/CleanEnergyTrainings



SCAN ME

Clean Energy Academy sessions will qualify for a range of training credits, including NYS mandatory training requirements for local planning and zoning officials; CM credits for AICP members; and Building Safety Inspectors and Code Enforcement Officials that complete two of the trainings are eligible for in-service credits from the NYS Department of State, Building Standards and Codes.

For which credits are associated with each session, please visit the event website.

**CERTIFICATION
CREDITS**

Prizes for Participants!

Qualifying participants will be entered in a raffle for a \$50

716 eGift Card

(4 winners each session).

Visit the event website for more details.





Town of Lancaster

BUILDING DEPARTMENT
21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317

1/27/2022

The Honorable Town Board
Town of Lancaster
21 Central Ave.
Lancaster, NY 14086

Re: SPECIAL USE PERMIT
Dish Wireless, LLC
0 Hayes Ave.
SBL#115.09-2-30

The above referenced Special Use Permit Application for a Co-Location of equipment on an existing Cell Tower has been reviewed as per Chapter 400-78, Special Use Permits and Chapter 400-43, Co-locating antennas on existing structures.

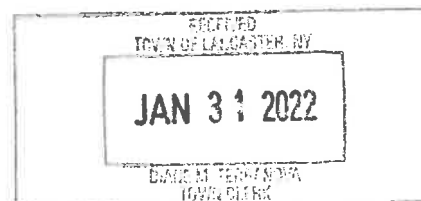
The project application was found to be in compliance with the provision of these Codes and is subject to environmental review pursuant to SEQRA.

Respectfully,

Matt Fischione, Code Enforcement Officer
Town of Lancaster Building Department
21 Central Avenue
Lancaster, NY 14086

MF

Cc: Thomas Fowler Jr., Town Attorney





Town of Lancaster

94

BUILDING DEPARTMENT
21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317

January 19, 2022

Planning Board Members

Neil Connelly, Chairman
Rebecca Anderson
John Copas
Anthony Gorski
Joseph Keefe
Stanley Jay Keysa III
Lawrence Korzeniewski

Town Board Members:

Ronald Ruffino, Sr., Supervisor
Mark Burkhard
Adam Dickman
Robert Leary
David Mazur

Engineering Consultant:

Ed Schiller, Wm. Schutt & Associates

Town Attorney:

Thomas Fowler Jr.

Town Highway Superintendent:

John Pilato

Building & Zoning Inspector:

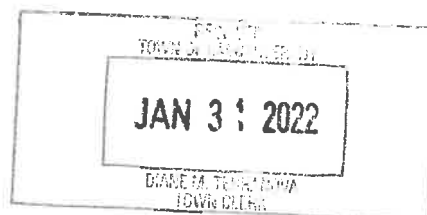
Matt Fischione

Gentlemen/Ladies:

Enclosed is a draft copy of the minutes of a meeting of the Planning Board of Lancaster which was held January 19, 2022. Please review it for errors and completeness. These minutes will not become final until approved at a subsequent Planning Board meeting, and may be amended before approval.

Sincerely yours,

Neil R. Connelly
Planning Board Chairman



A meeting of the Planning Board of the Town of Lancaster, Erie County, New York was held at Town Hall 21 Central Avenue, Lancaster, NY on January 19, 2022 at 7:00 p.m. and there were present:

PRESENT: Neil Connelly, Chairman
Rebecca Anderson, Member
Anthony Gorski, Member
Joseph Keefe, Member
Stanley Jay Keysa, Member
Lawrence Korzeniewski, Member

EXCUSED: John Copas, Member

ABSENT: None

ALSO PRESENT: None

Town Board Members: Councilman Dave Mazur

Other Elected Officials: None

Town Staff: Emily Orland, Deputy Town Attorney
Ed Schiller, Wm. Schutt & Assoc.
Matt Fischione, Code Enforcement Officer
Beth Cook, Recording Secretary

Meeting called to order by Chair Connelly at 7:00 pm.

Pledge of Allegiance led by Chair Connelly.

Roll call of Planning Board Members

Chairman Connelly – Present

Rebecca Anderson – Present

John Copas – Excused

Anthony Gorski – Present

Stanley Jay Keysa III – Present

Lawrence Korzeniewski – Present

Joseph Keefe – Present

Minutes – A motion was made by Larry Korzeniewski to approve the minutes from the December 15, 2021 Planning Board Meeting. Motion seconded by Anthony Gorski and unanimously carried.

TOWN OF LANCASTER PLANNING BOARD
COMMUNICATIONS LIST – JANUARY 19, 2022

- 1.19.01 Letter dated 12/15/21 from Paul Huber, 63 Oakmont Ave. outlining the negative Impacts of the proposed project from Belmont Housing Resources for WNY and Alliance Homes, Harris Hill Dr., just south of the Thruway.
- 1.19.02 Letter dated 12/22/21 from Ed Schiller, Town Engineer, with comments regarding the proposed rezone at 4781 Transit Rd.
- 1.19.03 Notice of Public Hearing to be held 1/03/22 at 7:15 P.M. for a Special Use Permit at the Buffalo Tournament Club, 6432 Genesee St.
- 1.19.04 Letter dated 12/17/21 from John Cole, 41 Michael Anthony Lane, indicating his concerns regarding a Drive Thru proposed at Anderson's Restaurant. Currently a safe left turn onto Transit Rd. is very difficult.
- 1.19.05 Letter dated 12/13/21 from Dan Amatura, Highway Superintendent, indicating his concern with the parking lot extension at Anderson's Frozen Custard. There have been multiple complaints about Anderson's bringing in more traffic onto Michael Anthony Lane.
- 1.19.06 Memo dated 12/01/21 from Matt Fischione, Code Enforcement Officer, indicating his concern in bringing more traffic onto Michael Anthony Lane from the parking lot exit at Anderson's.
- 1.19.07 Memo dated 12/02/21 from Michele Barbaro, Park Crew Chief, indicating no issues with the proposed project at Anderson's Frozen Custard.
- 1.19.08 Article sent by Matt Fischione, regarding considerations and issues involved with self-storage.
- 1.19.09 SEQR response dated 12/10/21 and 12/15/21 from the Erie County Divisions of Sewerage Management and Environment and Planning, regarding Anderson's site plan amendment.
- 1.19.10 SEQR response dated 12/16/21 from the NYS DEC regarding Anderson's site plan amendment.
- 1.19.11 Memo from Leza Braun, Legal Assistant, Town Attorney's Office, with attached copy of the approval resolution for Delta Sonic that confirms the traffic signal was listed for approval.

- 1.19.12 SEQR response dated 12/20/21 from the NYS DEC regarding the proposed Field-Stream Subdivision.
- 1.19.13 SEQR response dated 12/28/21 from the NYS DEC regarding the proposed Shop & Storage at 5841 Genesee St.
- 1.19.14 SEQR response dated 12/23/21 from the Erie County DPW regarding the proposed Fieldstream Subdivision.
- 1.19.15 SEQR response dated 1/07/22 from the Division of Environment and Planning, regarding the proposed Fieldstream Subdivision.
- 1.19.16 SEQR response dated 1/03/22 from the NYS DEC regarding Adam's Nursery Site amendment.
- 1.19.17 SEQR response dated 1/06/22 from the NYS Department of Parks, Recreation & Historic Preservation, regarding Adam's Nursery site amendment.
- 1.19.18 SEQR response dated 12/10/21 from the Erie County Division of Sewerage Management regarding the proposed rezone and site plan at 4781 Transit Rd.
- 1.19.19 SEQR response dated 1/04/22 from the Erie County Division of Environment and Planning regarding the proposed rezone and site plan at 4781 Transit Rd.
- 1.19.20 Copy of approval dated 12/23/21 from the NYS Department of Parks, Recreation, and Historic Preservation for the proposed Shop & Storage, 5841 Genesee St.
- 1.19.21 Letter dated 12/30/21 from Ed Schiller, Town Engineer, with comments regarding the Soil Recycling Facility, Genesee St.
- 1.19.22 Letter via email dated 1/10/22 from Kathleen Adimey of Michael Anthony Dr., expressing her concern regarding the proposed drive thru at Anderson's. She is concerned about the traffic and the safety of her family and neighbors.
- 1.19.23 Copy of letter dated 1/13/22 from Jeff Palumbo to Town Clerk Terranova, requesting a Public Hearing for English Park Village – Harris Hill Rd.
- 1.19.24 Letter dated 1/12/22 from Ed Schiller, Town Engineer, indicating that he recommends no further action be taken on the Fieldstream Subdivision until the comments from the Erie County Divisions of Planning, and Public Works, be addressed to the satisfaction of the county.

- 1.19.25 Copy of resolution adopted by the Town Board on 1/03/22 approving the site plan for the proposed parking lot and fencing expansion at O'connell Electric, 20 Lancaster Parkway.
- 1.19.26 Copy of resolution adopted by Town Board n 1/03/22 appointing Neil Connelly to the position of Chairman, Planning Board for the period of 1/01/22 to 12/31/22, and John Copas, Member, Planning Board for the period 1/01/22 to 12/31/28.
- 1.19.27 Letter dated 1/12/22 from Matt Fischione, Code Enforcement Officer, with comments regarding the Cross Creek project, 538 Pavement Rd.
- 1.19.28 Copy of minutes from the ZBA 1/13/22.
- 1.19.29 SEQR response dated 12/09/21 from the Erie County Division of Sewerage Management regarding the Shop & Storage, 5841 Genesee St.
- 1.19.30 SEQR response dated 1/04/22 from the Erie County Department of Environment and Planning regarding the Shop & Storage, 5841 Genesee St.
- 1.19.31 Letter dated 12/27/21 from Matt Fischione, Code Enforcement Officer, regarding the Valvoline Instant Oil Change site plan, 4839 Transit Rd.
- 1.19.32 Letter dated 1/12/22 from Matt Fischione, Code Enforcement Officer, regarding the Cross Creek Subdivision, 538 Pavement Rd.

PLANNING BOARD MINUTES

SEQR Review

January 19, 2022

The Planning Board held its meeting at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 19th day of January 2022 at 7:05 p.m. and there were

PRESENT: REBECCA ANDERSON, PLANNING BOARD MEMBER
ANTHONY GORSKI, PLANNING BOARD MEMBER
JOSEPH KEEFE, PLANNING BOARD MEMBER
STANLEY JAY KEYSA III, PLANNING BOARD MEMBER
LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER
NEIL CONNELLY, PLANNING BOARD CHAIRMAN

EXCUSED: JOHN COPAS, PLANNING BOARD MEMBER

ALSO PRESENT: DAVID MAZUR, TOWN COUNCILMAN
MATTHEW FISCHIONE, CODE ENFORCEMENT OFFICER
EDWARD SCHILLER, ENGINEER, WM. SCHUTT & ASSOC.
EMILY ORLANDO, DEPUTY TOWN ATTORNEY
BETH COOK, RECORDING SECRETARY

PURPOSE OF MEETING:

**IN THE MATTER OF THE STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) OF THE
REZONE**

4781 Transit Road (SBL# 126.01-1-8.2)

The Planning Board reviewed the Full Environmental Assessment Form on the Rezone with an Item for item review and discussion of the project impact and magnitude as outlined on the Full Environmental Assessment Form entitled "Part 2 Identification of Potential Project Impacts" which was provided to each member.

PLEASE TAKE NOTICE, that the Planning Board of the Town of Lancaster, acting as an advisory committee to provide input to the Town Board, the designated lead agency under the State Environmental Quality Review Act (SEQRA), has reviewed the following described proposed action, which is a Type 1 action, and that committee recommends that there are no significant adverse environmental impacts relative to the criteria found in 6 NYCRR §616.d, and further recommends that the lead agency issue a **Negative Declaration** for the purposes of Article 8 of the Environmental Conservation Law in accordance with §617.12.

NAME AND ADDRESS OF LEAD AGENCY

Lancaster Town Board
21 Central Avenue
Lancaster, New York 14086
Thomas Fowler, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 1.68 acres.

The location of the premises being reviewed is 4781 Transit Road, Lancaster, New York 14086, Erie County.

This project described is an 8,000 sq. ft. Mixed Use Building with a 2,000 sq. ft. separate bank structure.

**THE FOLLOWING MOTION TO OFFER A NEGATIVE DECLARATION WAS OFFERED
BY MEMBER KORZENIEWSKI, WHO MOVED ITS ADOPTION, SECONDED BY MEMBER
KEEFE,
TO WIT:**

REASONS SUPPORTING RECOMMENDATION

1. Impact on land – No impact
2. Impact on Geological Features – No impact
3. Impacts on Surface Water – No impact
4. Impact on Groundwater – No impact
5. Impact on flooding – No impact
6. Impact on Air – No impact
7. Impact on Plants and Animals – No impact
8. Impact on Agricultural Resources – No impact
9. Impact on Aesthetic Resources – No impact
10. Impact on Historic and Archeological Resources – No impact
11. Impact on Open Space and Recreation – No impact
12. Impact on Critical Environmental Areas – N/A
13. Impact on Transportation – No impact
14. Impact on Energy – No impact
15. Impact on Noise, Odor and Light – No impact
16. Impact on Human Health – No impact
17. Consistency with Community Plans – No impact. The proposed action does align with the adopted comprehensive plan for redevelopment of areas to promote growth of retail, other mixed uses, and higher densities. It is hopeful the Transit Road Access Management Plan will be improved by this action.

18. Consistency with Community Character – No impact

and,

BE IT FURTHER

RESOLVED, that the Planning Board recommendation to be sent to the Town Board,
For its review and consideration as the lead agency for the Action.

The question of the adoption of the foregoing Recommendation was duly put to
A vote which resulted as follows:

REBECCA ANDERSON, PLANNING BOARD MEMBER	VOTED YES
JOHN COPAS, PLANNING BOARD MEMBER	EXCUSED
ANTHONY GORSKI, PLANNING BOARD MEMBER	VOTED YES
JOSEPH KEEFE, PLANNING BOARD MEMBER	VOTED YES
STANLEY JAY KEYSA III, PLANNING BOARD MEMBER	VOTED YES
LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER	VOTED YES
NEIL CONNELLY, PLANNING BOARD CHAIRMAN	VOTED YES
The Motion to recommend was thereupon adopted.	

January 19, 2022

**REZONE 4781 TRANSIT ROAD SBL# 126.01-1-8.2. REDEVELOP 8,000 SQ. FT.
OF RETAIL. 14 APARTMENT UNITS AND A SEPARATE BUILDING WITH A BANK AND DRIVE THRU.
RETAIL/APARTMENT TO BE 3 STORIES AND 45' HIGH.**

Jeff Palumbo from Barclay Damon, LLP and Anthony Pandolfe of Carmina Wood Morris presented the 1.68 acre parcel which is to be rezoned. The project described is a Type I. This project is consistent with the Comprehensive Plan giving residents living in an area with walkable services. A silt fence will be needed. There will be a sprinkler system. The driveway entrance/exit for emergency vehicles has not been decided. The DOT indicated no significant traffic impact to that driveway.

DETERMINATION

Based on the information presented to the Planning Board, a motion was made by Rebecca Anderson to recommend approval of the project to the Town Board.

Motion seconded by Larry Korzeniewski.

Roll call as follows:

Chairman Connelly-Yes

Stanley Jay Keysa-Yes

Rebecca Anderson-Yes

Lawrence Korzeniewski-Yes

John Copas-Excused

Joseph Keefe-Yes

Anthony Gorski-No

Motion carried.

PLANNING BOARD MINUTES

SEQR Review

January 19, 2022

The Planning Board held its meeting at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 19th day of January 2022 at 7:05 p.m. and there were

PRESENT: REBECCA ANDERSON, PLANNING BOARD MEMBER
ANTHONY GORSKI, PLANNING BOARD MEMBER
JOSEPH KEEFE, PLANNING BOARD MEMBER
LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER
STANLEY JAY KEYSA III, PLANNING BOARD MEMBER
NEIL CONNELLY, PLANNING BOARD CHAIRMAN

EXCUSED: JOHN COPAS, PLANNING BOARD MEMBER

ALSO PRESENT: DAVID MAZUR, TOWN COUNCILMAN
MATTHEW FISCHIONE, CODE ENFORCEMENT OFFICER
EDWARD SCHILLER, ENGINEER, WM. SCHUTT & ASSOC.
EMILY ORLANDO, DEPUTY TOWN ATTORNEY
BETH COOK, RECORDING SECRETARY

PURPOSE OF MEETING:

**IN THE MATTER OF THE STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) OF THE
Shop & Storage**

5841 Genesee Street (SBL# 94.00-2-11.11)

The Planning Board reviewed the Short Environmental Assessment Form with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form entitled "Part 2 Impact Assessment" which was provided to each member.

PLEASE TAKE NOTICE, that the Planning Board of the town of Lancaster, acting as an advisory committee to provide input to the Town Board, the designated lead agency under the proposed action, which is an **Unlisted** action, and that committee recommends that there are no significant adverse environmental impacts relative to the criteria found in 6 NYC 617.d, and further recommends that the lead agency issue a Negative Declaration for the purposes of article 8 of the Environmental Conservation Law in accordance with 617.12.

NAME AND ADDRESS OF LEAD AGENCY

Lancaster Town Board
21 Central Avenue
Lancaster, New York 14086
Thomas Fowler, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 42.6 acres

The location of the premises being reviewed is SBL# 94.00-2-11.11, 5841 Genesee Street, Lancaster, New York 14086, Erie County.

This project described as 13 Storage Units/Storage Office and 4 Warehouse/Shop/Office buildings With 8.4 acre physically disturbed area.

**THE FOLLOWING MOTION TO OFFER A NEGATIVE DECLARATION WAS OFFERED
BY MEMBER GORSKI, WHO MOVED ITS ADOPTION, SECONDED BY MEMBER
KEYSA**

TO WIT:

REASONS SUPPORTING RECOMMENDATION

1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? **No impact**
2. Will the proposed action result in a change in the use or intensity of Use of land? **No impact**
3. Will the proposed action impair the character or quality of the existing Community? **No/Small impact**
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? **The town of Lancaster has not established a Critical Environmental Area (CEA)**
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? **No impact**
6. Will the proposed action cause an increase in the use of energy and it Fails to incorporate reasonably available energy conservation or Renewable energy opportunities? **No impact**
7. Will the proposed action impact existing:
 - a. Public/private water supplies? **No impact**
 - b. Public/private wastewater treatment utilities? **No impact**

8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources? **No impact**
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)? **No impact**
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems? **No impact**
11. Will the proposed action create a hazard to environmental resources or human health? **No impact**

and,

BE IT FURTHER

RESOLVED, that the Planning Board recommendation be sent to the Town board, for its review and consideration as the lead agency for the Action.

The question of the adoption of the foregoing Recommendation was duly put to a vote which resulted as follows:

REBECCA ANDERSON, PLANNING BOARD MEMBER	VOTED YES
JOHN COPAS, PLANNING BOARD MEMBER	EXCUSED
ANTHONY GORSKI, PLANNING BOARD MEMBER	VOTED YES
JOSEPH KEEFE, PLANNING BOARD MEMBER	VOTED YES
STANLEY JAY KEYSA, PLANNING BOARD MEMBER	VOTED YES
LARRY KORZENIEWSKI, PLANNING BOARD MEMBER	VOTED YES
NEIL CONNELLY, PLANNING BOARD CHAIRMAN	VOTED YES

The Motion to recommend was thereupon adopted

January 19, 2022

SITE PLAN REVIEW – PROJECT #2129 PROPOSED SHOP & STORAGE LOCATED AT 5841 GENESEE STREET ON THE SOUTH SIDE OF GENESEE STREET (NYS Route 33) AND 600 FT. WEST OF GUNNVILLE ROAD. CONSTRUCTION OF (13) STORAGE UNIT BUILDINGS, A STORAGE OFFICE BUILDING AND (4) WAREHOUSE/SHOP/OFFICE BUILDINGS. CONSTRUCTION WILL ALSO INCLUDE A STORM WATER MANAGEMENT SYSTEM, UTILITY IMPROVEMENTS AND A TOTAL OF 42 PARKING SPACES.

John Bryant from Carmina Wood Morris presented the 42 acre parcel of which 8.4 acres will be developed. Ed Schiller questioned if there are any gas wells on the property and if so have they been capped. The applicant will need to determine if there are any and have an easement drawn up regarding such. They would be regulated by the DEC. Matt Fischione stated the Special Use Permit is moving forward for the public use portion. Issues such as the elevations and a drawing as to what the building will look like still need to be submitted. Rebecca Anderson would like to see a landscaping plan for the north side of the warehouse. A row of trees to block the view of the building. Is there a restricted covenant in place.

DETERMINATION

A motion was made by Chair Connelly to table the project to a future meeting. Motion seconded by Rebecca Anderson.

Roll call as follows:

Chairman Connelly – Yes

Rebecca Anderson – Yes

John Copas - Excused

Anthony Gorski – Yes

Stanley Jay Keysa III – Yes

Lawrence Korzeniewski – Yes

Joseph Keefe – Yes

Motion carried.

PLANNING BOARD MINUTES

SEQR Review

January 19, 2022

The Planning Board held its meeting at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 19th day of January 2022 and there were

PRESENT: REBECCA ANDERSON, PLANNING BOARD MEMBER
ANTHONY GORSKI, PLANNING BOARD MEMBER
JOSEPH KEEFE, PLANNING BOARD MEMBER
STANLEY JAY KEYSA III, PLANNING BOARD MEMBER
LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER
NEIL CONNELLY, PLANNING BOARD CHAIRMAN

EXCUSED: JOHN COPAS, PLANNING BOARD MEMBER

ALSO PRESENT: DAVID MAZUR, COUNCIL MEMBER
MATTHEW FISCHIONE, CODE ENFORCEMENT OFFICER
EDWARD SCHILLER, ENGINEER, WM. SCHUTT & ASSOC.
EMILY ORLANDO, DEPUTY TOWN ATTORNEY
BETH COOK, RECORDING SECRETARY

PURPOSE OF MEETING:

IN THE MATTER OF THE STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) OF
Adams Farms
SBL# 94.00-2-6.112

The Planning Board reviewed the Short Environmental Assessment Form for infrastructure Improvement project matter with an item for item review and discussion of the project impact and Magnitude as outlined on the Short Environmental Assessment Form entitled "Part 2 Impact Assessment" which was provided to each member.

PLEASE TAKE NOTICE, that the Planning Board of the Town of Lancaster, acting as an advisory Committee to provide input to the Town Board, the designated lead agency under the State Environmental Quality Review Act (SEQRA), has reviewed the following described proposed action, which is an **unlisted** action, and that committee recommends that there are no significant adverse Environmental impacts relative to the criteria found in 6 NYCRR §617.d, and further recommends that The lead agency issue a **Negative Declaration** for the purposes of Article 8 of the Environmental Conservation Law in accordance with §617.12.

NAME AND ADDRESS OF LEAD AGENCY

Lancaster Town Board
21 Central Avenue
Lancaster, New York 14086
Thomas Fowler, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately less than 1 acre
Physically disturbed area.

**THE FOLOWING MOTION TO OFFER A NEGATIVE DECLARATION WAS OFFERED BY
MEMBER KORZENIEWSKI WHO MOVED ITS ADOPTION, SECONDED BY MEMBER
CONNELLY, WITH ONE CONDITION:**

AN AS BUILT SURVEY

TO WIT:

REASONS SUPPORTING RECOMMENDATION

1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? **No impact**
2. Will the proposed action result in a change in the use or intensity of use of land?
No impact
3. Will the proposed action impair the character or quality of the existing community?
No impact
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? **The Town of Lancaster has not established a Critical Environmental Area (CEA).**
5. Will the proposed action result in an adverse change in the existing level of traffic or Affect existing infrastructure for mass transit, biking or walkway? **No impact**
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities? **No impact**
7. Will the proposed action impact existing:
 - a. Public/private water supplies? **No impact**
 - b. Public/private wastewater treatment utilities? **No impact**
8. Will the proposed action impair the character or quality of important historic, archeological, architectural or aesthetic resources? **No impact**
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flor or fauna)? **No impact**
10. Will the proposed action result in an increase in the potential for erosion, flooding

or drainage problems? **No impact**

11. Will the proposed action create a hazard to environmental resources or Human Health? **No impact**

BE IT FURTHER

RESOLVED, that the Planning Board recommendation be sent to the Town Board, its review and consideration as the lead agency for the Action.

The question of the adoption of the foregoing Recommendation was duly put to a vote which resulted as follows:

REBECCA ANDERSON, PLANNING BOARD MEMBER	VOTED YES
JOHN COPAS, PLANNING BOARD MEMBER	EXCUSED
ANTHONY GORSKI, PLANNING BOARD MEMBER	VOTED YES
JOSEPH KEEFE, PLANNING BOARD MEMBER	VOTED YES
STANLEY JAY KEYSA III, PLANNING BOARD MEMBER	VOTED YES
LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER	VOTED YES
NEIL CONNELLY, PLANNING BOARD CHAIRMAN	VOTED YES

The Motion to recommend was thereupon adopted.
January 19, 2022

**SITE PLAN REVIEW – PROJECT #5028 ADAM’S FARMS STORAGE BUILDING SBL# 94.00-2-6.112
LOCATED AT 5799 GENESEE STREET. REAR DEMOLITION OF EXISTING POLY GREENHOUSES AND
CONSTRUCTION OF A NEW POLE BARN STORAGE BUILDING 54FT X 120FT.**

Jason Burford from GPI presented the project. Two deteriorated green houses are going to be removed for the construction of a new pole barn for cold storage with a gravel floor. A survey will need to be provided to Ed Schiller, Town Engineer, before this goes to the Town Board for approval.

DETERMINATION

Based on the information presented to the Planning Board, a motion was made by Chair Connelly to recommend approval of the project to the Town Board with one condition:

1. As built survey

Motion seconded by Larry Korzeniewski

Roll call as follows:

Chairman Connelly – Yes

Stanley Jay Keysa III – Yes

Rebecca Anderson – Yes

Lawrence Korzeniewski – Yes

John Copas – Excused

Joseph Keefe – Yes

Anthony Gorski – Yes

Motion carried

SITE PLAN REVIEW – PROJECT # 2052 VALVOLINE OIL CHANGE LOCATED AT 4839 TRANSIT ROAD. THIS RE-DEVELOPMENT PROJECT WILL CONSIST OF THE CONSTRUCTION OF A 1,922 SQ. FT. OIL CHANGE STATION. CONSTRUCTION WILL ALSO INCLUDE ASSOCIATED PARKING, ONSITE UTILITY IMPROVEMENTS, STORM WATER MANAGEMENT, LANDSCAPING AND LIGHTING. THE SITE IS CURRENTLY OCCUPIED BY A SINGLE FAMILY HOME, TO BE DEMOLISHED, AND DETACHED GARAGE, TO REMAIN.

Anthony Pandolfe from Carmina Wood Morris presented this project. The project is located in front of Kohls retail store off the driveway entrance. The existing house will be demolished. For now the barn in the back will remain until a later date. Once the barn is removed this will be used for additional parking. There is green space for loading and ADA. There won't be a curb cut on to Transit Road. A Special Use Permit will be required. This has a variance from July. This is a Type 2 Action.

DETERMINATION

Based on the information presented to the Planning Board, a motion was made by Chair Connelly to table the project until 2/16/22 Planning Board meeting. Motion seconded by Rebecca Anderson.

Roll call as follows:

Chairman Connelly – Yes

Stanley Jay Keysa III – Yes

Rebecca Anderson – Yes

Lawrence Korzeniewski – Yes

John Copas - Excused

Joseph Keefe – Yes

Anthony Gorski – Yes

Motion carried

PRELIMINARY PLAT PROJECT # 5055 CROSS CREEK SUBDIVISION, PHASE 9 SBL# 94.15-1-23 LOCATED AT 538 PAVEMENT ROAD. 6 LOT SINGLE FAMILY SUBDIVISION ON 2.20 ACRES. SITE IS PROPERLY ZONED MFMU. INCLUDES ALL RELATED SITE IMPROVEMENTS AS DESCRIBED IN THE PROJECT PLANS.

Ken Zollitsch from GPI presented this major subdivision. Sidewalks will be installed on Middlebury, Pavement, and Pleasant view Drive. All sidewalks will connect to existing. No driveways to be on Pavement Road. There will be a T-turn around on the Pleasant View driveways. There is a drainage easement across the rear of the properties. Ed Schiller, Town Engineer feels the easement should be a public drainage easement. There will be a minor retention area to meet Town requirements. A 24" pipe, a small swale, and a perforated pipe to drain to the west. Matt Fischione, Code Enforcement Officer feels the grading is very generic. GPI would need to make adjustments on the swale detail at the property lines. Did not see roof draining or storm system.

DETERMINATION

Based on the information presented to the Planning Board, a motion was made by Chair Connelly to table the project to 3/2/22 Planning Board Meeting for SEQR. Motion seconded by Anthony Gorski.

Roll call as follows:

Chairman Connelly – Yes

Stanley Jay Keysa III – Yes

Rebecca Anderson – Yes

Larry Korzeniewski – Yes

John Copas – Excused

Joseph Keefe – Yes

A motion was made by Chair Connelly to appoint Joseph Keefe as Vice Chairman of the Planning Board, motion was seconded by Larry Korzeniewski.

Roll call as follows:

Chairman Connelly – Yes

Stanley Jay Keysa III – Yes

Rebecca Anderson – Yes

Lawrence Korzeniewski – Yes

Anthony Gorski – Yes

Motion carried.

OTHER ITEMS DISCUSSED:

Member Anderson has been working on the Environmental Resource Protection Overlay District's (ERPOD). These include Woodland Protection, Wetlands, Steep Slope and Forested Areas. The south east corner of town is heavily covered by streams and tributaries. Member Anderson is working on cleaning up these maps and is looking for input.

Windsor Ridge came in with a reduced submitted plan. They would have to start over with new identified areas. This would be an Amended Preliminary Plat. Are there any legal issues? This project has been issued a Positive Declaration upon SEQRA. An EIS (Environmental Impact Statement) is required as part of this process.

Retail space is in the works next to Side Door Deli at Bowen and Broadway

It's going to be tough to approve Anderson's Restaurant without a signal at Transit & Michael Anthony Lane. An option would be to connect Michael Anthony to Woodgate. The Town can't force Transit Road properties to inter-connect driveways. DOT suggested connecting out the back.

Bradley Street is a dead end that ends with a lot of record and should come in before the Planning Board. They will not present a plan to the Town and this could go to litigation.

Possible code change. Daniel Drive is a dead end street. This has a negative effect for Highway. Dead end roads should be terminated or turn arounds created for the school bus and the plows. New legislation is needed.

Chair Connelly made a motion to adjourn the meeting at 9:00 p.m., seconded by Stanley Jay Keysa III. Motion carried.



Town of Lancaster

95

BUILDING DEPARTMENT
21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317

MEMO

TO: Honorable Town Board
Town of Lancaster

FROM: The Town of Lancaster Planning Board

DATE: January 19, 2022

RE: 4781 Transit Road Rezone

PROJECT #: N/A

LOCATION: 4781 Transit Road

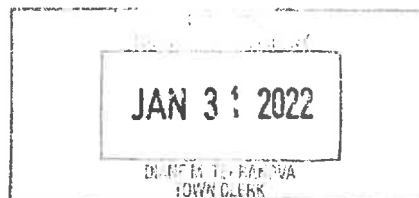
TYPE: Rezone

RECOMMENDATION: APPROVED
Roll call vote:
Chair Connelly-Yes
Rebecca Anderson-Yes
John Copas-Excused
Anthony Gorski-No

Stanley Jay Keysa III-Yes
Lawrence Korzeniewski-Yes
Joseph Keefe-Yes

CONDITIONS: N/A

CONCERNS: N/A





Town of Lancaster

BUILDING DEPARTMENT
21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317

96

MEMO

TO: Honorable Town Board
Town Of Lancaster

FROM: The Town of Lancaster Planning Board

DATE: January 19, 2022

RE: Adams Farms

PROJECT #: 5028

LOCATION: 5799 Genesee Street

TYPE: Site Plan

RECOMMENDATION: **APPROVE**

Roll call vote:

Chair Connelly-Yes

Rebecca Anderson-Yes

Anthony Gorski-Yes

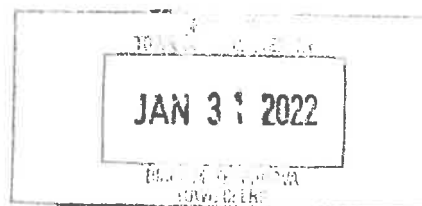
Stanley Jay Keysa III –Yes

Lawrence Korzeniewski-Yes

Joseph Keefe-Yes

CONDITION: 1. As built survey

CONCERNS: N/A





1400 Crossroads Building
2 State Street
Rochester, New York 14614
nyenvlaw.com

January 25, 2022

Supervisor Ronald Ruffino, Sr.
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

Chairman Neil Connelly
Town of Lancaster Planning Board
21 Central Avenue
Lancaster, New York 14086

RE: 4781 Transit Road

Dear Supervisor Ruffino and Chairman Connelly:

We represent Transit Rd. Strip Acquisitions LLC, the owner of strip plaza located adjacent to the east of the property located at 4781 Transit Road. As set forth in our November 2, 2021 letter to the Planning Board, our client has significant objections to the proposed redevelopment of that property.

The proposed project would obscure the view of our client's shopping plaza by replacing the existing restaurant with a massive mixed-use structure facing Transit Road. This concern can be addressed by rotating the building so it lines up with the existing plaza, so the new building does not protrude beyond an extension of the front building line of the plaza. We enclose a sketch that shows the proposed building placed in that location.

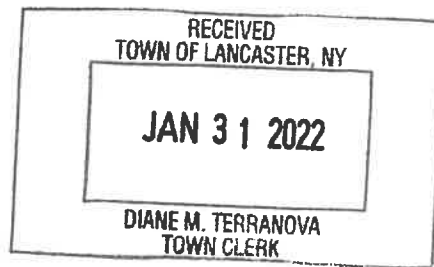
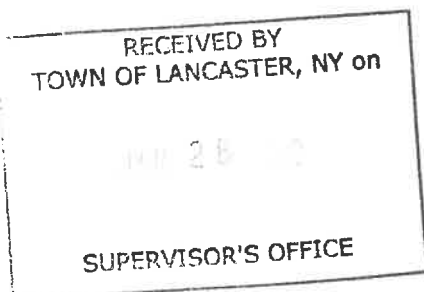
We respectfully request that the Town consider this alternative to resolve this controversy.

Thank you for your consideration.

Sincerely,

KNAUF SHAW LLP

ALAN J. KNAUF

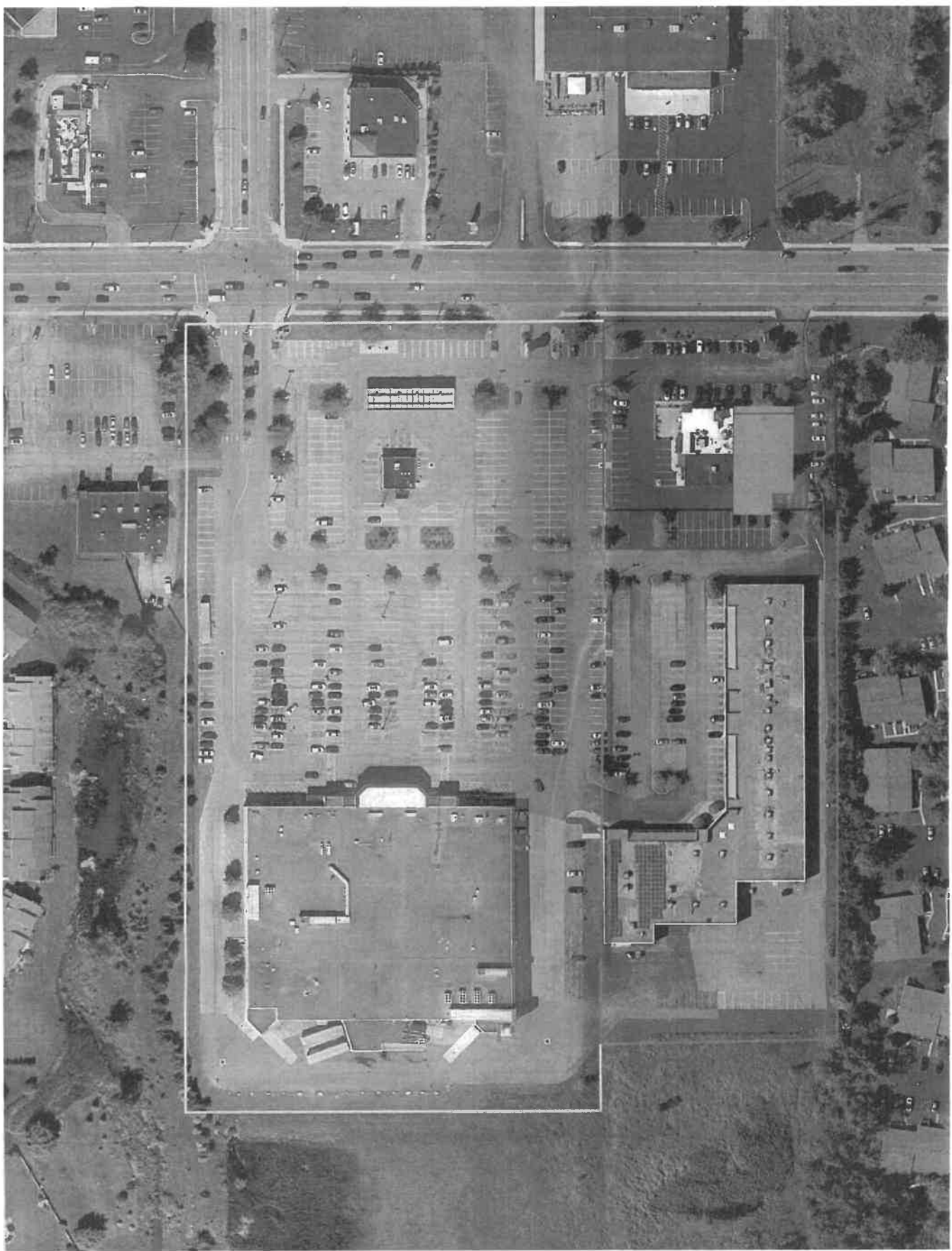


ALAN J. KNAUF
ATTORNEY AT LAW

T 585.546.8430
C 585.370.9362
aknauf@nyenvlaw.com

T.C. Comm.
(Signature)

97



Civil Engineering
Environmental Engineering
Municipal Engineering
Land Surveying



Project Management
Construction Support Services
Landscape Architecture
SWPPP Services

T.C. Comm.
T.A. Reso.

(Handwritten initials)

January 28, 2022

Honorable Town Board
Town of Lancaster
Lancaster, NY 14086



Re: Streetlight William St and Nichols Lane

Dear Board Members:

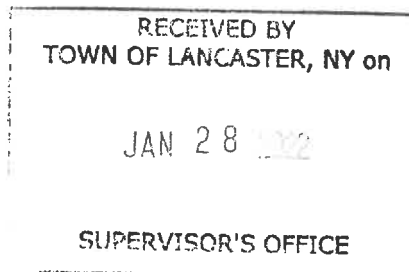
A Streetlight was requested to be installed at the intersection of William St and Nichols Lane. The pole and light were installed in December 2021 by the town's contractor under the direction of the Highway Superintendent. At this time, a Resolution is required stipulating the Town will accept the light as part of their inventory. Once the Resolution is passed, the required information will be submitted to NYSEG to allow the light to be energized.

If you have any questions or comments, please call.

Very truly yours,

(Handwritten signature of Edward M. Schiller)
Edward M. Schiller, P.E.
Town Engineer

Cc: D. Terranova - Town Clerk
T. Fowler, Jr. - Town Attorney
J. Pilato - Highway Superintendent





T.C. Comm.
T.A. Reso.
Town of Lancaster

OFFICE OF THE SUPERVISOR

21 Central Avenue
Lancaster, New York 14086
(716) 683-1610
Fax: (716) 683-0512

99
RONALD RUFFINO, SR.
Supervisor

January 31, 2022

Honorable Town Board
Town of Lancaster
Lancaster, NY 14086

Re: William Street Sidewalk

Dear Board Members,

On November 10, 2021, Erie County Highways (DPW) held a Public Information Meeting to describe the existing conditions and objectives of the William Street corridor from Transit Road to Bowen Road, as well as, the proposed upgrades for the reconstruction project. At the end of December 2021, the results of the open house and over 200 comments were forwarded for review to the Members of the Town Board.

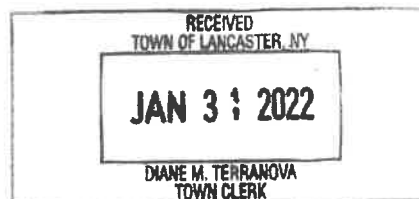
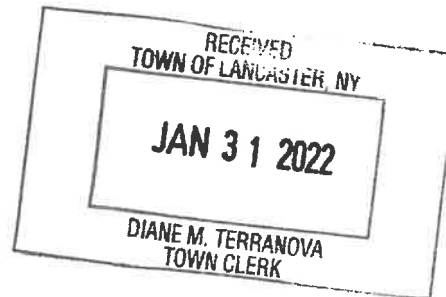
In order to proceed with adding these sidewalks to the Federal Aid project, Erie County will need a Town Board Resolution that would allow the Town to sign an Inter-Municipal Agreement to take over ownership and maintenance of the sidewalks once the project is complete. The decision on the Town's interest in the sidewalks is needed so that the additional funding necessary for the sidewalks can be secured and the potential Right of Way need can be more clearly identified.

At this time, I am asking for the preparation of said resolution and your support of the resolution at the February 7, 2022 Town Board meeting. If the board chooses not to pass the resolution, no sidewalks will be installed.

Best regards,

Ronald Ruffino, Sr.

Lancaster Town Supervisor



Civil Engineering
Environmental Engineering
Municipal Engineering
Land Surveying



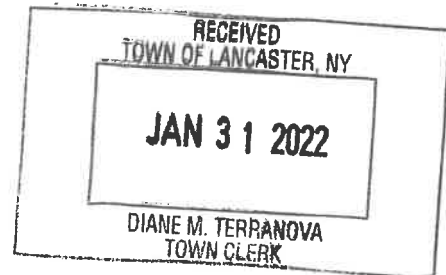
Project Management
Construction Support Services
Landscape Architecture
SWPPP Services

T.C. Comm.
T.A. Reso.

A handwritten signature or set of initials, possibly 'RW', enclosed in a circle.

January 28, 2022

Honorable Town Board
Town of Lancaster
Lancaster, NY 14086



Re: Hidden Meadows Phase 2
Streetlights

Dear Board Members:

The above improvements installed at Hidden Meadows Phase 2 Subdivision have been constructed in accordance with Town approved plans, NYSEG has energized the lights and the lights are active in the Towns monitoring system.

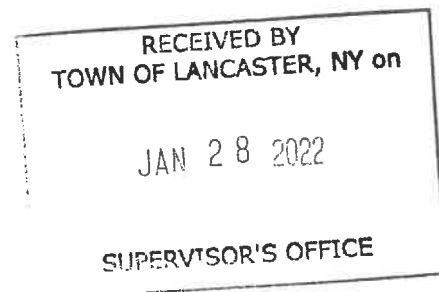
The work associated with Public Improvement Permit #822 for streetlights has been completed and the town may assume ownership of the 8 lights.

If you have any questions or comments, please call.

Very truly yours,

A handwritten signature in dark ink, appearing to be 'E. Schiller'.

Edward M. Schiller, P.E.
Town Engineer



Cc: D. Terranova - Town Clerk
T. Fowler, Jr. - Town Attorney

22-01-28-06168F 822-Hidden Meadows Phase 2 Lights-TB-l-ems

MAINTENANCE BOND

Bond Number: SUR0052925

Executed in Duplicate

KNOW ALL MEN BY THESE PRESENTS, that we ZIMA UNDERGROUND, INC.
7071 Transit Road, East Amherst, NY 10451-1108

, as principal (the "Principal"),
and ARGONAUT INSURANCE COMPANY, of P.O. Box 469011, San Antonio, TX 78246-9011, as surety (the "Surety"),
are held and firmly bound unto HIDDEN MEADOW LAN, LLC

470 Cayuga road, Cheektowaga, NY 14225-1310, as obligee (the "Obligee"),
in the penal sum of Twenty-Three Thousand Six Hundred and 00/100

Dollars (\$ 23,600.00),

for the payment of which sum well and truly to be made, the Principal and the Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has by written agreement dated August 4, 2020, entered into a contract (the "Contract") with the Obligee for Hidden Meadows Phase 2

which contract is by reference made a part hereof.

NOW, THEREFORE, the condition of this obligation is such that if the Principal shall remedy without cost to the Obligee any defect which may develop during a period of two (2) year(s) from the date of completion and acceptance of the work performed under the Contract, provided such defects are caused by defective or inferior materials or workmanship, then this obligation shall be null and void; otherwise, it shall be and remain in full force and effect.

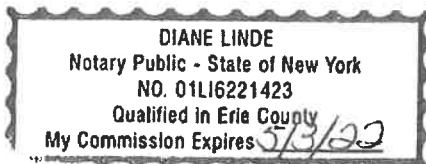
PROVIDED AND SUBJECT TO THE CONDITIONS PRECEDENT:

1. Obligee shall provide both Principal and Surety with written notice of the discovery (Notice of Discovery) of any item of defective or inferior materials or workmanship during the covered period (a "Covered Item"). Should Principal improperly fail to remedy the Covered Item, then Obligee shall make a written demand upon the Surety ("Demand") within ninety (90) days of the Obligee's issuance of the Notice of Discovery of the Covered Item.
2. The Notice of Discovery and the Demand shall be in writing and via certified mail to the Principal and to the Surety. Notice to the Surety shall be delivered to the attention of the Surety Law Department at the above address.
3. No suit or action may be commenced by the Obligee against the Surety after the expiration of one (1) year (or such lesser time period as otherwise permitted by relevant law) from the date of Obligee's discovery of a Covered Item. If the provision of this paragraph is void or prohibited by law, the minimum period of limitation available to sureties as a defense in the jurisdiction of the suit shall be applicable.

DATED as of this 28th day of January, 2021.

WITNESS / ATTEST

Diane Linde



ZIMA UNDERGROUND, INC.

(Principal)

By:

Name: Robert J. Zima
Title: President

(Seal)

ARGONAUT INSURANCE COMPANY

(Surety)

By:

Attorney-in-Fact
Scott T. Hoffman

(Seal)

CORPORATE ACKNOWLEDGMENT

State of New York)

County of Erie) ss

On this 28th day of January, 20 21,

Before me personally came and appeared Robert J. Zima

_____ to me known, who, being by me duly sworn, did

depose and say that he resides in Erie County, New York

_____ ; that (s)he is the President

of Zima Underground, Inc., the Corporation described in and of which executed the foregoing instrument, that (s)he knows the seal of said Corporation; that one of the impressions is such seal; that it was so affixed by order of the Directors of said Corporation, and that (s)he signed his/her name thereto by like order.

SURETY ACKNOWLEDGMENT

State of New York)

County of Erie) ss

On this 28th day of January, 20 21,

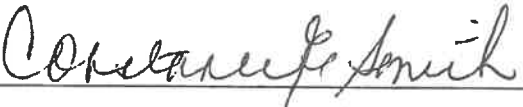
before me personally came and appeared Scott T. Hoffman

_____ to me known, who, being by me duly sworn, did

depose and say that (s)he resides in Erie County, New York

_____ ; that (s)he is the Attorney-in-Fact

of Argonaut Insurance Company, the Corporation described in and which executed the foregoing instrument, that (s)he knows the seal of said Corporation; that one of the impressions is such seal; that it was so affixed by order of the Directors of said Corporation, and that (s)he signed his/her name thereto by like order.



CONSTANCE E. SMITH
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 10/31/21

AS-0145744

Argonaut Insurance Company
Deliveries Only: 225 W. Washington, 24th Floor
Chicago, IL 60606

United States Postal Service: P.O. Box 469011, San Antonio, TX 78246

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the Argonaut Insurance Company, a Corporation duly organized and existing under the laws of the State of Illinois and having its principal office in the County of Cook, Illinois does hereby nominate, constitute and appoint:

Scott T. Hoffman

Their true and lawful agent(s) and attorney(s)-in-fact, each in their separate capacity if more than one is named above, to make, execute, seal and deliver for and on its behalf as surety, and as its act and deed any and all bonds, contracts, agreements of indemnity and other undertakings in suretyship provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed the sum of:

\$50,000,000.00

This Power of Attorney is granted and is signed and sealed under and by the authority of the following Resolution adopted by the Board of Directors of Argonaut Insurance Company:

"RESOLVED, That the President, Senior Vice President, Vice President, Assistant Vice President, Secretary, Treasurer and each of them hereby is authorized to execute powers of attorney, and such authority can be executed by use of facsimile signature, which may be attested or acknowledged by any officer or attorney, of the Company, qualifying the attorney or attorneys named in the given power of attorney, to execute in behalf of, and acknowledge as the act and deed of the Argonaut Insurance Company, all bond undertakings and contracts of suretyship, and to affix the corporate seal thereto."

IN WITNESS WHEREOF, Argonaut Insurance Company has caused its official seal to be hereunto affixed and these presents to be signed by its duly authorized officer on the 8th day of May, 2017.



Argonaut Insurance Company

by: 

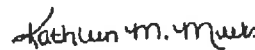
Joshua C. Betz, Senior Vice President

STATE OF TEXAS
COUNTY OF HARRIS SS:

On this 8th day of May, 2017 A.D., before me, a Notary Public of the State of Texas, in and for the County of Harris, duly commissioned and qualified, came THE ABOVE OFFICER OF THE COMPANY, to me personally known to be the individual and officer described in, and who executed the preceding instrument, and he acknowledged the execution of same, and being by me duly sworn, deposed and said that he is the officer of the said Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said corporation, and that Resolution adopted by the Board of Directors of said Company, referred to in the preceding instrument is now in force

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed my Official Seal at the County of Harris, the day and year first above written





(Notary Public)

I, the undersigned Officer of the Argonaut Insurance Company, Illinois Corporation, do hereby certify that the original POWER OF ATTORNEY of which the foregoing is a full, true and correct copy is still in full force and effect and has not been revoked.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the Seal of said Company, on the 28th day of January, 2021




James Bluzard, Vice President-Surety

THIS DOCUMENT IS NOT VALID UNLESS THE WORDS ARGO POWER OF AT TORNEY AND THE SERIAL NUMBER IN THE UPPER RIGHT HAND CORNER ARE IN BLUE, AND THE DOCUMENT IS ISSUED ON WATERMARKED PAPER. IF YOU HAVE QUESTIONS ON AUTHENTICITY OF THIS DOCUMENT CALL (210) 321 - 8400.

FINANCIAL STATEMENT
ARGONAUT INSURANCE COMPANY
STATUTORY BASIS as of 12/31/2019

ASSETS	
CASH & INVESTED ASSETS	\$359,150,536.00
BONDS	\$849,892,572.00
STOCKS	\$603,960,156.00
INVESTMENT INCOME DUE AND ACCRUED	\$5,883,954.00
PREMIUM BALANCES	\$103,360,646.00
NET DEFERRED TAX ASSET	\$38,388,316.00
REINSURANCE RECOVERABLE	\$45,162,848.00
OTHER ASSETS	\$44,646,911.00
TOTAL ASSETS	\$2,050,445,939.00

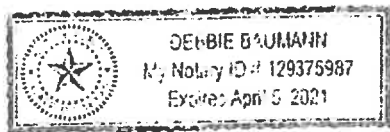
LIABILITIES AND SURPLUS	
UNEARNED PREMIUMS	\$279,951,003.00
LOSSES	\$473,653,148.00
LOSS ADJUSTMENT EXPENSES	\$142,367,334.00
COMMISSIONS	\$7,843,020.00
TAXES, LICENSES, AND FEES	\$13,376,634.00
OTHER EXPENSES	\$11,142,114.00
FUNDS HELD UNDER REINSURANCE TREATIES	\$105,228,622.00
CURRENT FEDERAL AND FOREIGN INCOME TAXES	\$862,931.00
REMITTANCES AND ITEMS NOT ALLOCATED	\$1,531,874.00
AMOUNTS WITHHELD/RETAINED BY COMPANY FOR OTHERS	\$7,409,994.00
PAYABLES TO PARENT, SUBSIDIARIES, & AFFILIATES	\$2,042,440.00
PAYABLE FOR SECURITIES	\$4,366,865.00
PROVISION FOR REINSURANCE	\$16,461,981.00
CEDED REINSURANCE PREMIUMS PAYABLE	\$41,418,748.00
OTHER ACCRUED EXPENSES AND LIABILITIES	\$2,261,294.00
TOTAL LIABILITIES	\$1,094,231,962.00
COMMON CAPITAL STOCK	\$4,500,000.00
GROSS PAID IN AND CONTRIBUTED SURPLUS	\$525,520,936.00
UNASSIGNED SURPLUS	\$426,193,041.00
TOTAL SURPLUS TO POLICYHOLDERS	\$956,213,977.00
TOTAL LIABILITIES & SURPLUS	\$2,050,445,939.00

Lauren T. Welch, being duly sworn, says she is VP US Financial Controller of Argonaut Insurance Company and that to the best of her knowledge, and belief, the foregoing statement is a true and correct statement of the financial condition of said Company as of the 31st of December, 2019.

Subscribed and sworn to before me this 1st day of May, 2020

D. L. P.
Notary Public

Lauren T. Welch
Lauren T. Welch, VP US Financial Controller



DIANE M. TERRANOVA, TOWN CLERK
TOWN OF LANCASTER
21 CENTRAL AVE.
LANCASTER, N.Y. 14086
AREA CODE 1-716 683-9028

101

COPY

Lancaster Bee - fax # 633-8601
Buffalo News - fax # 856-5150

DIANE M. TERRANOVA, TOWN CLERK
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
683-9028

pmf

PRESS RELEASE

February 1, 2022

Lancaster Town Clerk Diane M. Terranova announced today that the Drainage Committee will meet Monday, February 7, 2022 at 6:00 pm and will continue to meet at 6:00 pm before every Town Board meeting. The meetings will be held in the Town Board Chambers, Lancaster Town Hall, 21 Central Avenue, Lancaster, New York.

Post on Bulletin board

COPY

\\CATSVR\Applications\WORK FOLDER\press release.doc

COPY

COPY

COPY



T.C. Comm.
T.A. Reso
RD

Town of Lancaster

OFFICE OF THE SUPERVISOR

21 Central Avenue
Lancaster, New York 14086
(716) 683-1610
Fax: (716) 683-0512

102
RONALD RUFFINO, SR.
Supervisor

February 1, 2022

Honorable Town Board
Town of Lancaster
Lancaster, NY 14086

Re: New York Bill S7602

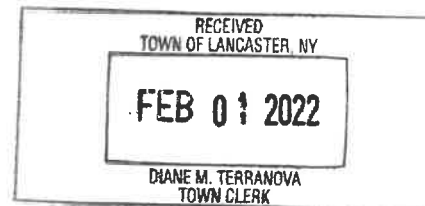
Dear Board Members,

On behalf of my colleague, James J. Bach, Town of Aurora Supervisor, I request your support of NY Senate Bill S7602. The Donor Conceived Person Protection Act. This bill will hold the US fertility market accountable to verify the medical information submitted by donors of reproductive tissues.

As you have read prior, the tragedy suffered by David and Laura Gunner is one that can be prevented. With your support of this local resolution, we strengthen the efforts of Senator Patrick M. Gallivan to assist members of our community.

Best regards,

Ronald Ruffino, Sr.
Lancaster Town Supervisor



SUPERVISOR

Ronald Ruffino Sr.

COUNCIL MEMBERS

Adam Dickman
David Mazur
Robert Leary
Mark Burkard

Town of Lancaster



T.C. Comm.
T.A. Reso.
(PD)

103
Deputy Highway Superintendent
Michelle Barbaro

525 Pavement Road
Lancaster, NY 14086
716-684-3320 phone
716-685-3497 fax

COMMUNICATIONS

January 31, 2022

Honorable Town Board
21 Central Avenue
Lancaster, NY 14086

Re: New and Unused 2022 Ford F-150 XL 4 x 4 Regular Cab Long Bed Pickup with Trade

Dear Honorable Town Board:

I respectfully request that the Town Board authorize publication of a bid for a New and Unused 2022 Ford F-150 XL 4 x 4 Regular Cab Long Bed Pickup. We will trade in our 2018 Ford Escape SE 4 x 4, VIN #1FMCU9GD3JUD01916 with approximately 24,000 miles. I request that the advertising begin on Thursday, February 10, 2022, and bids be opened up on Monday, February 28, 2022, at 10:00 AM.

If you have any further questions, please do not hesitate to contact me.

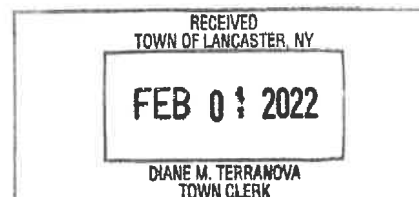
Respectfully yours,

Michelle Barbaro

Michelle Barbaro
Deputy Highway Superintendent
Town of Lancaster

MB/jw
Attachments

Cc: Ronald Ruffino, Town Supervisor
Pamela CuvIELLO, Director of Administration
Thomas Fowler, Town Attorney
Diane Terranova, Town Clerk



TOWN OF LANCASTER, NEW YORK

SPECIFICATIONS

FOR

**2022 FORD F-150 XL 4x4 REGULAR CAB, LONG BED PICKUP WITH TRADE,
AS SPECIFIED**

NOTICE TO BIDDERS:

Sealed bids will be received by the Town Clerk of the Town of Lancaster, or her designee, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, until 10:00 o'clock AM, local time, on Monday, February 28, 2022, furnishing to the Town of Lancaster, the following equipment:

**2022 FORD F-150 XL 4x4 REGULAR CAB, LONG BED PICKUP WITH TRADE,
AS SPECIFIED**

GENERAL SPECIFICATIONS:

TAX:

No federal, state, county, or local taxes are to be included in the purchase price. Purchases by the Town of Lancaster are exempt from these taxes.

PRICE:

Price shall be net, F.O.B. point of delivery, Town Parks and Recreation Department, 525 Pavement Road, Lancaster, New York 14086.

INFORMATION TO BE FURNISHED WITH BID:

Bidder must submit with his bid detailed specifications, circulars, and all other necessary data on the equipment he proposes to furnish.

INFORMATION TO BE FUNISHED BY SUCCESSFUL BIDDER:

The successful bidder, at time of delivery, must provide to the Town of Lancaster, a resume of specific specifications applicable solely to the equipment being delivered.

REJECTION OF BIDS:

The Town Board of the Town of Lancaster reserves the right to reject any or all bids and to waive any informalities.

QUALIFICATION OF BIDDERS:

No bid will be considered unless the firm submitting the bid is representative of a manufacturer who can meet the following conditions:

- 1) That it has in operation, a factory adequate for and devoted to the manufacture of the equipment, which it proposes to furnish.
- 2) That it has in operation, and has had at least twelve (12) months prior to the time of bid opening, a service facility within a reasonable distance of the using agency equipped with spare parts, which can be delivered and installed within twenty-four (24) hours.
- 3) That there are at least twenty-five (25) units of the type and size bid upon which have been in satisfactory operation for a period of one (1) year.

WITHDRAWAL OF BID:

No bidder may withdraw his bid within sixty (60) days after the opening thereof, but may withdraw at any time prior to the opening thereof.

BID SECURITY:

A certified check or bid bond, in an amount representing five percent (5%) of the "Gross Bid", to the Supervisor of the Town of Lancaster, shall accompany each bid.

DELIVERY DATE:

Delivery date is to be not more than one hundred twenty (120) days from date of delivery of vehicle to installation facility. Bidder to state exception if any. \$100.00 per day fine if not on time.

DELIVERY PLACE:

The equipment is to be delivered complete as per specifications to the Town of Lancaster Parks and Recreation Department, 525 Pavement Road, Lancaster, New York 14086.

ADDRESSING BIDS:

All bids shall be submitted in sealed envelopes, plainly marked "2022 FORD F-150 XL 4x4 REGULAR CAB, LONG BED PICKUP WITH TRADE, AS SPECIFIED, and addressed to:

Diane Terranova, Town Clerk
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

BID FORM:

The "Bid Form" and "Specification Resume Form" (see attached sheets) must be filled out completely and accompany any and all bids. Failure to complete these forms shall be reason for disqualification.

TRADE-IN:

The following equipment is to be taken as trade and is to be figured in the bid showing the allowance toward the purchase of the new vehicle:

**2018 Ford Escape SE 4x4,
VIN #1FMCU9GD3JUD01916**

THE TOWN BOARD RESERVES THE RIGHT TO RETAIN THE AFORESAID EQUIPMENT RATHER THAN TRADE IT IN AND AWARD THE CONTRACT UPON THE BASIS OF THE "GROSS BID WITHOUT TRADE" RATHER THAN THE "NET BID WITH TRADE". SUCCESSFUL BIDDER WILL BE REQUIRED TO TAKE IN TRADE ONLY THE NUMBER OF VEHICLES IDENTICAL TO THE NUMBER OF NEW VEHICLES THAT BIDDER IS PROVIDING TO THE TOWN.

WARRANTY:

The successful bidder shall provide a full one (1) year warranty from date of delivery, or manufacturers standard warranty, whichever is greater. The warranty period shall not limit operating hours.

NON-COLLUSIVE BIDDING CERTIFICATE:

Each bid or proposal shall contain a Non-Collusive Bidding Certificate in accordance with Section 103-d of the General Municipal Law.

IMMUNITY WAIVER:

"The vendor hereby agrees, pursuant to the provisions of Section 103-a of the General Municipal Law, which requires that upon refusal of a person when called before a grand jury, head of a state department, temporary state commission or other state agency, the organized crime task force in the department of law, head of a city department, or other city agency, which is empowered to compel the attendance of witnesses and examine them under oath to testify in an investigation concerning any transaction or contract had with the state, any political subdivision thereof, public authority or with any public department, agency or official of the state or of any political subdivision thereof or of a public authority, to sign a waiver of immunity against subsequent criminal prosecution or to answer any relevant question concerning such transaction or contract".

- a) Such person, and any firm, partnership or corporation of which he is a member, partner, director or officer shall be disqualified from thereafter selling to or submitting bids to or receiving awards from thereafter selling to or submitting bids to or receiving awards from or entering into any contracts

with any municipal corporation or fire district, or any public department, agency or official thereof, for goods, work or services, for a period of five years after such refusal, and to provide also that

- b) Any and all contracts made with any municipal corporation or any public department, agency or official thereof on or after the first day of July, 1959, or with any fire district or any agency or official thereof on or after the first day of September, 1960, by such person, and by any firm, partnership or corporation of which he is a member, partner, director or officer may be canceled or terminated by the municipal corporation or fire district without incurring any penalty or damages on account of such cancellation or termination, by any monies owing by the municipal corporation or fire district for goods delivered or work done prior to the cancellation of termination shall be paid."

EXTENSION OF CONTRACT

Bidder acknowledges that this bid may be extended to other municipalities, qualifying agencies or political subdivision as set forth under New York State General Municipal Law section (103), subdivision (3) section (1).

BID FORM

NAME OF
BIDDER: _____

ADDRESS OF
BIDDER: _____

We, the undersigned, agree to furnish as per specifications to the Town of Lancaster, New York:

2022 FORD F-150 XL 4x4 REGULAR CAB, LONG BED PICKUP WITH TRADE

FOR THE TOTAL SUM OF: \$ _____

TRADE-IN ALLOWANCE:

We agree to allow the following specified trade-in allowance for

**2018 Ford Escape SE 4x4,
VIN #1FMCU9GD3JUD01916** \$ _____

TOTAL COST TO TOWN OF LANCASTER

A certified check or bid bond, in an amount representing five percent (5%) of the "Gross Bid" payable to the Supervisor of the Town of Lancaster is enclosed.

Attached, hereto, and separately executed is the Non-Collusive Bidding Certificate of the undersigned, and the Manufacturer's specifications.

We will deliver the vehicles within the time frame specified in the "Delivery Date" portion of the Specifications.

We understand that the Town Board reserves the right to retain any or all of the aforesaid "Trade-in" equipment rather than trade in.

Date this _____ day of
_____, 2022

(Name of Bidder)

SEAL
OF CORPORATION

Signed

(Authorized Representative)

NON-COLLUSIVE BIDDING CERTIFICATION

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in case of a joint bid, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of his knowledge and belief:

- 1) The prices in this bid have been arrived at independently without collusion, consultation, communication or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor.
- 2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor, and
- 3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

Name of Bidder

Signed

TOWN OF LANCASTER RECREATION DEPARTMENT SPECIFICATIONS FOR:

2022 Ford F-150 XL Regular Cab ,Long Bed, Four Wheel Drive Pickup
with the following equipment:

	YES	NO	DEVIATION OR COMMENT
1 5.0 Liter Gasoline Engine			
2 10 Speed Automatic Transmission			
3 3.73 Axle Ratio			
4 Electrical Locking Rear Differential			
5 LT265/70R18E AT Tires			
6 XL High Equipment Group			
7 AM-FM Radio			
8 Rear Window Defroster			
9 Vinyl Bench Seat			
10 Manual Folding Power,Heated Trailer Tow Mirrors			
11 Black Platform Running Boards			
12 Rear Backup Camera			
13 Oxford White Paint			
14 Heavy Duty Payload Package			
15 Max Trailer Tow Package			
16 Trailer Brake Controller			
17 Tough Bed Spray In Bedliner			
18 Tailgate Step			
19 LED Warning Strokes by Sound Off Signal			
20 Backrack With LED Beacon			
21 Mudflaps Front & Rear			
22 Standard Manufacturer's Warranty			
23 Delivery to Recreation Department			

Trade Information:

2018 Ford Escape SE 4x4 Unit R-5 VIN:1FMCU9GD3JUD01916 1.5 Liter Engine Automatic Transmission Limited Slip Rear Axle Oxford WhitePaint Approximately 24,000 miles

**Call Recreation Dept. @ 716-684-3320 Monday - Friday Between 7AM & 3pm
for appointment to view trade at 525 Pavement Rd. Lancaster, NY**

Civil Engineering
Environmental Engineering
Municipal Engineering
Land Surveying



Project Management
Construction Support Services
Landscape Architecture
SWPPP Services

T.C. Comm.
T.A. Reso.

(P)

37 CENTRAL AVENUE, LANCASTER, NY 14086-2143

P: 716-683-5961 F: 716-683-0169

Email: wsa@wmschutt.com

M E M O

Date: January 31, 2022

WSA Project # 06168G

TO: Town Board

FROM: Ed Schiller, PE Town Engineer

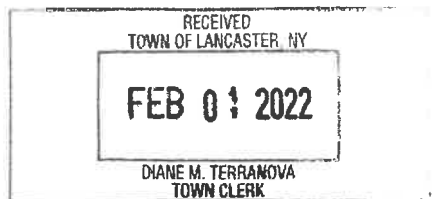
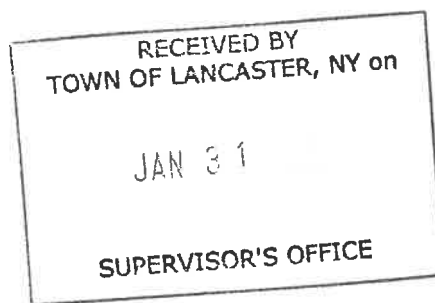
SUBJECT: Application for Special Use Permit, Dish Co-Locate 5051 Transit Rd

The Application for a Special Use Permit for Co-Locating a Dish Antenna and support equipment at the above referenced parcel has been reviewed.

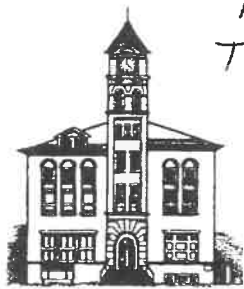
We take no exception to the application.

Any questions, please let me know.

Cc M. Fichione, Code Enforcement
T. Fowler, Jr., Town Attorney



22-01-31-06168G-H-Special Use Dish Co-Locate 5051 Transit-TB-m-ems



T.C. Comm.
T.A. Reso.
(R)

Town of Lancaster

OFFICE OF THE SUPERVISOR

21 Central Avenue
Lancaster, New York 14086
(716) 683-1610
Fax: (716) 683-0512

RONALD RUFFINO, SR.
Supervisor

February 1, 2022

Honorable Town Board
Town of Lancaster
Lancaster, NY 14086

Re: NY State Bail Law

Dear Board Members,

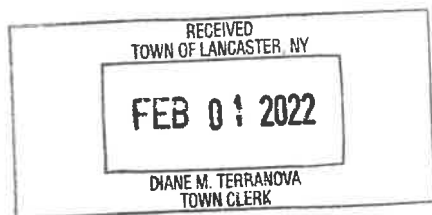
I ask for your support of a resolution to request our State Senator and other State lawmakers to reform the NY State Bail Law. As you can see in the letter attached, the current law has created a war on our Police Officers.

The negative effect that has been created is making our residents vulnerable and allowing criminals to be released repeatedly before being held accountable at a future date.

Thank you for your support.

Best regards,

Ronald Ruffino, Sr.
Lancaster Town Supervisor





Town of Lancaster

OFFICE OF THE SUPERVISOR

21 Central Avenue
Lancaster, New York 14086
(716) 683-1610
Fax: (716) 683-0512

RONALD RUFFINO, SR.
Supervisor

February 1, 2022

Senator Timothy M. Kennedy
Cathedral Park Tower
37 Franklin Street, #550
Buffalo, NY 14202

Dear Senator Kennedy,

Today I reach out to you as our State Senator and implore you to repeal the outrageous NY State Bail law that has created a war on our Police Officers.

The purpose of the original bail reform law was to reduce the number of people jailed while awaiting trial due to their inability to pay bail. This law was criticized by many before taking effect and immediate revision of the new law was called for. The revisions to the bail reform law which originally allowed cash bail for almost all violent felonies and certain nonviolent felonies, such as sex offenses and witness tampering. The additional crimes added include second-degree burglary where an individual is charged with entering the living area of a home, certain sex trafficking offenses and promoting an obscene sexual performance of a child. They also included some crimes involving assault, including vehicular assault and all charges alleged to have caused the death of a person.

"People who have done bad things and are repeat offenders will be getting out."

This is where the war on our Police begins. Police Departments including our local Police Department have seen an increase in crimes and a spike in crimes that were uncommon in years past in Lancaster, NY. A criminal now begins with a crime such as shoplifting and is released to then move on to auto theft and then the auto stolen is used in a drive by shooting.

The crimes being committed are escalating in number and severity.

Our residents have a false sense of security that they don't see the need to lock vehicle doors and are falling prey to criminals coming from other areas.

The bail reform law has proven to be demoralizing to our officers and a failure as a law. How do you tell an officer to repeatedly arrest an individual only for that person to be released and not held accountable for their crimes in a timely fashion and are allowed to commit another and most likely a more severe crime? Why would anyone think it is logical to allow a repeat offender more time to continue a crime spree and to appear at a future hearing date? The input of our Lancaster Police Department was never requested in preparation of the new law.

None of this is sensible. Our residents are being put in harms way, criminals are not held accountable and the Bail Reform Law has had a detrimental effect on our community.

Please join with the Lancaster Town Board in our request for a Revised Bail Reform Law.

Best regards,

A handwritten signature in black ink, appearing to read "Ronald Ruffino, Sr.", with a stylized flourish at the end.

Ronald Ruffino, Sr.
Lancaster Town Supervisor



Town of Lancaster

BUILDING DEPARTMENT

21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317

2/1/2022

Drainage & Storm Sewer Committee
Town of Lancaster
21 Central Ave.
Lancaster, NY 14086

Re: MS4 Report, January 2022

Committee members,

As 2022 begins a new fiscal cycle, the Lancaster Building and Zoning Department will continue to provide monthly reports for the MS4 program.

Total complaints for January 2022- 1
Year to date complaints- 1
January 2022 MS4 violations- 0
Year to Date MS4 violations- 0

On January 5, 2022, a request was sent to the Stormwater Committee to act and sponsor 3 privately owned Parcels with Stormwater facilities that have fallen into disrepair and identified through the Erie County Clerk's Office as delinquent in tax obligations. These facilities are prime candidates for foreclosure and ownership transfer to the Town through partnering with the Buffalo Erie Niagara Land Bank. This will provide the proper maintenance for the communities they serve. The request for foreclosure applications and model resolution are enclosed.

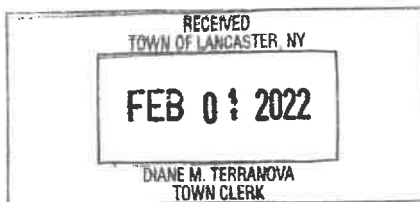
Respectfully,

Matt Fischione, Stormwater Management Officer
Town of Lancaster Building and Zoning Department
21 Central Avenue
Lancaster, NY 14086

MF

Enc.

CC: Ed Schiller, Town Engineer



Town of Lancaster
MS4 Report
Reporting Period: January 2022

SWPPPs Active

Cross Creek
Pavement Rd Storage
Hamlet Meadows
Blackstone
Hidden Meadows

Juniper Townhouses
Plumb Creek
Pleasant Meadow Square
Orvilles Walden Ave
Summerfield Farms 7
Summerfield Farms 8
Windsor Ridge South
455 Pleasant View Drive
149 Gunville Rd
Robert James Sales Walden Ave
73 Cemetery Rd
Towne Audi
Cross Creek Phase 8
Cadby Industrial Park
National Fuel Gunville
National Fuel UNY Project
NEXTEra Power Line
Commerce Heritage
Dog Training Facility
5839 Genesee St

SWPPPs In Review

Soil Recycling Facility
Fieldstream Subdivision
National Grid Cemetery Rd
Shop & Storage Genesee St

Outstanding SWPPP/MS4 Violations

73 Cemetery Rd

Stormwater Ponds

Lake Ave near William – Working with Erie County to determine source of dry weather flow.
Rue Madeline – In process of rectifying ownership issue to allow maintenance by town.
Sugarbush Lane - In process of rectifying ownership issue to allow maintenance by town.
Sawgrass Lane – Residents on notice for maintenance. Awaiting remediation plan
Enchanted Forest – Letters sent to residents regarding pond maintenance.
Sterling Ct - Letters sent to residents regarding pond maintenance.
St. Anthony – Town reconstructed per original design. Need ownership transfer.

MS4 Inspections

Outlet inspections completed for 2021.
Inspecting ongoing construction projects.
Reviewing storm drainage pipe systems in developments under construction for required flushing.

Complaint By Date

Complaint #	Location	Identifier	Complaint Type	Status	Owner	Complainant
<i>Open Date: 01/24/22</i>						
2022-0102	40 Sawgrass Ln	116.08-1-14	Drainage	Open	Lyndsy Marie Stopa	
				Open Date: 01/24/22 Total #: 1		
				Grand Total: 1		

Request for Foreclosure (RFF)
Vacant Lot Acquisition Application
Buffalo Erie Niagara Land Improvement Corporation (BENLIC)

VACANT LOTS

SECTION I: APPLICANT INFORMATION

Town of Lancaster
Municipality
Matt Fischione
Contact Person & Title

SECTION II: INSPECTOR REPORT

00 Sugarbush Ln.
Lot Address
R-Res vac land
Property Class Code

- 1.) *Please attach the applicable resolution*
- 2.) *Please attach Assessment and Inventory Information (e.g. RPS V4 database, real property tax info, etc.)*
- 3.) List any environmental concerns (e.g. hazardous waste)
- 4.) Is the lot buildable under the current zoning ordinance?

SECTION III: MAINTENANCE, DISPOSITION AND REUSE PLAN

A. Maintenance Plan

- 5.) Once acquired by BENLIC, will the municipality make any of the following in-kind contributions toward the maintenance of this Lot?
- | | |
|--|----------------------|
| | Lawn Cuts |
| | Snow Removal |
| | Drive By / Check-ins |

B. Disposition and Reuse Plan

- 6.) What the preferred end-use for the lot? (e.g. private sale, open space, pocket park, etc.)

Convert to the Municipality MS4 maintenance program.

- 7.) If BENLIC is unable to dispose of the lot within 12 months of acquisition, is the municipality willing to take title?

**If yes, please include in resolution*

- 8.) Does this disposition/reuse plan conform with the adopted land use plans of the municipality

Date **12/28/2021**

21 Central Ave.
Contact Address
716-601-0934
Contact Number(s)
mfischione@lancasterny.gov
Contact Email
126.10-1-52
Section-Block-Lot (SBL)
\$13,300
Assessed Value
Full Market Value

Stormwater retention facility

☐ Yes ☒ No

Yes	No	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	How Often? 2 week intervals
<input checked="" type="checkbox"/>	<input type="checkbox"/>	How Often? as needed
<input checked="" type="checkbox"/>	<input type="checkbox"/>	How Often? as needed

List any contacts, partnerships, or entities involved in the end-use plans for this lot.

☒ Yes ☐ No

☒ Yes ☐ No

Request for Foreclosure (RFF)
Vacant Lot Acquisition Application
Buffalo Erie Niagara Land Improvement Corporation (BENLIC)

VACANT LOTS

SECTION I: APPLICANT INFORMATION

Town of Lancaster
Municipality
Matt Fischione
Contact Person & Title

SECTION II: INSPECTOR REPORT

0 St. Anthony St.
Lot Address
R-Res vac land
Property Class Code

Date **12/28/2021**

21 Central Ave.
Contact Address
716-601-0934
Contact Number(s)
mfischione@lancasterny.gov
Contact Email
105.17-1-15
Section-Block-Lot (SBL)
\$24,150
Assessed Value Full Market Value

- 1.) *Please attach the applicable resolution*
- 2.) *Please attach Assessment and Inventory Information (e.g. RPS V4 database, real property tax info, etc.)*
- 3.) List any environmental concerns (e.g. hazardous waste)
- 4.) Is the lot buildable under the current zoning ordinance?

Stormwater retention facility
☐ Yes ☒ No

SECTION III: MAINTENANCE, DISPOSITION AND REUSE PLAN

A. Maintenance Plan

- 5.) Once acquired by BENLIC, will the municipality make any of the following in-kind contributions toward the maintenance of this Lot?

Lawn Cuts
Snow Removal
Drive By / Check-ins

Yes	No		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	How Often?	2 week intervals
<input checked="" type="checkbox"/>	<input type="checkbox"/>	How Often?	as needed
<input checked="" type="checkbox"/>	<input type="checkbox"/>	How Often?	as needed

B. Disposition and Reuse Plan

- 6.) What the preferred end-use for the lot? (e.g. private sale, open space, pocket park, etc.)

Convert to the Municipality MS4 maintenance program.

List any contacts, partnerships, or entities involved in the end-use plans for this lot.

- 7.) If BENLIC is unable to dispose of the lot within 12 months of acquisition, is the municipality willing to take title?

☒ Yes ☐ No

**If yes, please include in resolution*

- 8.) Does this disposition/reuse plan conform with the adopted land use plans of the municipality

☒ Yes ☐ No

Request for Foreclosure (RFF)
Vacant Lot Acquisition Application
Buffalo Erie Niagara Land Improvement Corporation (BENLIC)

VACANT LOTS

SECTION I: APPLICANT INFORMATION

Town of Lancaster
Municipality
Matt Fischione
Contact Person & Title

SECTION II: INSPECTOR REPORT

0 Rue Madeline Way
Lot Address
R-Res vac land
Property Class Code

Date **12/28/2021**

21 Central Ave.
Contact Address
716-601-0934
Contact Number(s)
mfischione@lancasterny.gov
Contact Email
126.08-3-34
Section-Block-Lot (SBL)
\$13,080
Assessed Value
Full Market Value

- 1.) *Please attach the applicable resolution*
- 2.) *Please attach Assessment and Inventory Information (e.g. RPS V4 database, real property tax info, etc.)*
- 3.) List any environmental concerns (e.g. hazardous waste)
- 4.) Is the lot buildable under the current zoning ordinance?

Stormwater retention facility
☐ Yes ☒ No

SECTION III: MAINTENANCE, DISPOSITION AND REUSE PLAN

A. Maintenance Plan

- 5.) Once acquired by BENLIC, will the municipality make any of the following in-kind contributions toward the maintenance of this Lot?
- | | | |
|----------------------|-------------------------------------|--------------------------|
| Lawn Cuts | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Snow Removal | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Drive By / Check-ins | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Yes	No	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	How Often? 2 week intervals
<input checked="" type="checkbox"/>	<input type="checkbox"/>	How Often? as needed
<input checked="" type="checkbox"/>	<input type="checkbox"/>	How Often? as needed

B. Disposition and Reuse Plan

- 6.) What the preferred end-use for the lot? (e.g. private sale, open space, pocket park, etc.)

Convert to the Municipality MS4 maintenance program.

List any contacts, partnerships, or entities involved in the end-use plans for this lot.

- 7.) If BENLIC is unable to dispose of the lot within 12 months of acquisition, is the municipality willing to take title?

☒ Yes ☐ No

**If yes, please include in resolution*

- 8.) Does this disposition/reuse plan conform with the adopted land use plans of the municipality

☒ Yes ☐ No

**A RESOLUTION SUBMITTED
BY
INSERT MAYOR OR TOWN SUPERVISOR HERE
OF THE
*INSERT MUNICIPALITY***

WHEREAS, in July 2011 in recognition of the growing problem of distressed, vacant, abandoned, and tax-delinquent properties, New York State passed the Land Bank Act, as Article 16 of the New York State Not-for-Profit Corporation Law, which authorizes any Foreclosing Governmental Unit (FGU) to create a land bank to strategically acquire, improve, assemble, and sell these properties; and

WHEREAS, under this law, the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) was formed in May 2012 via an intermunicipal agreement among the county's four FGUs: Erie County and the Cities of Buffalo, Lackawanna, and Tonawanda; and

WHEREAS, county-wide land banks have proven highly successful in Michigan, Ohio, and other regions experiencing growing numbers of problem properties by supporting municipal and regional revitalization efforts by strategically acquiring, improving, assembling, and selling these properties; and

WHEREAS, BENLIC (the land bank) seeks to work collaboratively with the cities, towns, and villages within Erie County to address the growing problem of distressed, vacant, abandoned, and tax-delinquent properties; and

WHEREAS, the *INSERT MUNICIPALITY*, Erie County, has recognized the need to address the growing issues of distressed, vacant, abandoned, and tax-delinquent properties and is desirous of partnering with BENLIC to address this problem.

NOW, THEREFORE, BE IT

RESOLVED, that *INSERT MUNICIPALITY* hereby officially requests that BENLIC acquire the following property(ies):

INSERT ADDRESS PRIORITY PROPERTY #1 SBL#

INSERT ADDRESS PRIORITY PROPERTY #2 SBL#

; and be it further

RESOLVED, that the *INSERT MUNICIPALITY* has completed the required Acquisition Applications for each property listed above and has attached the Acquisition Applications to this resolution; and be it further

RESOLVED, that the *INSERT MUNICIPALITY* agrees to reimburse Erie County for the costs associated with foreclosure of this property; and be it further

RESOLVED, that the ***INSERT MUNICIPALITY*** agrees to maintain each property selected by BENLIC during the time in which BENLIC holds title to the property including removal of motor vehicles upon BENLIC property by use of municipal emergency services (i.e. police and fire department); and be it further

RESOLVED, in the event that after a period of one year from the date of BENLIC acquisition, BENLIC is unable to dispose of vacant lots which do not contain structures and which are identified herein, BENLIC retains option to transfer to the ***INSERT MUNICIPALITY***, the ***INSERT MUNICIPALITY*** agrees to accept a transfer of title of all non-disposed vacant lots which do not contain structures by quit claim deed; and be it further

INSERT VACANT LOT ADDRESS SBL#

RESOLVED, that certified copies of this resolution will be sent to the Executive Director of the Buffalo Erie Niagara Land Improvement Corporation; the Commissioner of the Erie County Department of Environment and Planning; the Director of the City of Buffalo's Office of Strategic Planning; and the Mayors of the cities of Lackawanna and Tonawanda.

SUPERVISOR
Ronald Ruffino Sr.

COUNCIL MEMBERS
Adam Dickman
David Mazur
Robert Leary
Mark Burkard

T.C. Comm
T.A. Reso.
PD



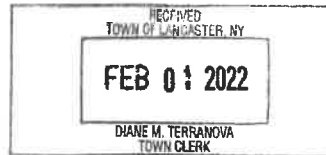
107
Deputy Highway Superintendent
Michelle Barbaro

525 Pavement Road
Lancaster, NY 14086
716-684-3320 phone
716-685-3497 fax

February 1, 2022

COMMUNICATIONS

Ronald Ruffino, Supervisor
Council Members
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086



Dear Supervisor Ruffino and Honorable Town Board:

The Department of Parks, Recreation & Forestry recently received bids for the purchase of street trees for the 2022 tree planting program. The low bid for 85 trees was received from Schichtel's Nursery, Inc. with a total price of \$5,359.00. After reviewing the bids, it is my determination that Schichtel's Nursery, Inc. can provide us with the quality and quantities specified in the bid. Additionally, the 2022 individual tree prices in this bid are guaranteed through December 31, 2022.

I respectfully request that the Town Board approve acceptance of the bid and authorize payment to Schichtel's Nursery, Inc., 7420 Peters Road, Springville, NY, 14141, in the amount of \$5,359.00 for the 2022 spring tree planting program. I further request that I be able to purchase additional trees at the 2022 bid prices from Schichtel's Nursery, Inc. at my discretion if we choose to do so. These funds will be coming from Tree filing fees, account number 33-8000-400.

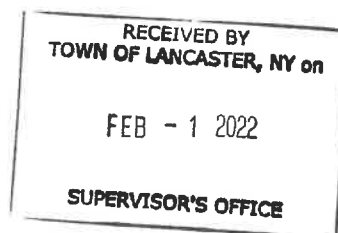
Thank you for your consideration in this matter. Please do not hesitate to call if you have any questions.

Respectfully,

Michelle Barbaro
Michelle Barbaro
Deputy Highway Superintendent

MB:jw

cc: Thomas Fowler, Town Attorney



BID OPENING SCHEDULED FOR 10:00 A.M.: 2022 TREE PLANTING PROGRAM

At 10:00 A.M., the Town Clerk considered sealed proposals for the 2022 Tree Planting Program

The time for receiving the aforesaid proposals was closed at 10:00 A.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

Proposals were received from the following bidders:

BIDDER	BID BOND/ CHECK	NON COLLUSIVE BID CERTIFICATE	BID	MWBE
1. <u>Chestnut Ridge</u>	<u>Check</u>	<u>yes -</u>	<u>\$6,190 -</u>	<u> </u>
2. <u>Schichtel's</u>	<u>Bond</u>	<u>yes -</u>	<u>\$5,359 -</u>	<u> </u>
3. <u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
4. <u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
5. <u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
6. <u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
7. <u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
8. <u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
9. <u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

The aforesaid proposals were ordered turned over to the Laborer Union Chief ~~Town Engineer~~, for examination, tabulation and recommendation.

February 1, 2022

I, Diane Terranova, Town Clerk of the Town of Lancaster, do certify that all of the Bid quotes contained herein are true and exact quotes from said bid.

Diane M. Terranova

Signed February 1, 2022



Town of Lancaster

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OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086
PHONE: (716) 684-3342
FAX: (716) 681-7475

Thomas E. Fowler, Jr.
Town Attorney

Leza E. Braun
Legal Assistant

January 28, 2022

Honorable Town & Planning Board Members
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

RE: Valvoline Oil Change
4839 Transit Road
Town of Lancaster, County of Erie

Honorable Town Board and Planning Board Members:

Enclosed please find a SEQR response dated January 27, 2022, from the New York State Department of Transportation on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

Very truly yours,

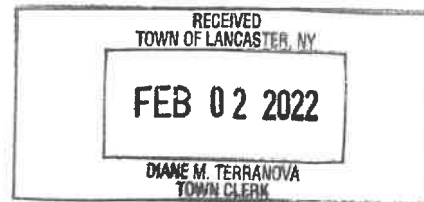
Thomas E. Fowler

Thomas E. Fowler, Jr., Esq.
Town Attorney

TEL:lb

Enc.

CC (w/enc): PB Liaison
Town Clerk
Building Inspector
Town Engineer



Leza Braun

From: Hayes, Ron (DOT) <Ron.Hayes@dot.ny.gov>
Sent: Thursday, January 27, 2022 4:46 PM
To: Leza Braun
Subject: 2022-SQ299 T. Lancaster 4839 Transit Rd Valvoline Instant Oil Change
Attachments: 2022-SQ299 T. Lancaster 4839 Transit Rd cover letter.pdf; 2022-SQ299 T. Lancaster 4839 Transit Rd site plan.pdf

Leza,

New York State Department of Transportation (NYSDOT) reviewed the SEQR information submitted for the subject project and has the following comments:

- NYSDOT concurs with the Town of Lancaster acting as Lead Agency.
- The proposed project will not have a significant impact to traffic on the State Highway System.
- Based upon the Site Plan submitted, it does not appear that any proposed work is located within the State Highway Right-of-Way (ROW). However, if any proposed work is located within the State Highway Right-of-Way then a NYSDOT Highway Work Permit will be required.

Please do not hesitate to contact me if you have any questions or concerns.

Thank you,

Ron

Ronald J. Hayes

Planning and Program Management
SEQR/Site Plan Coordinator

New York Department of Transportation
100 Seneca Street, Buffalo, NY 14203

(716) 847-3381 | (518) 810-9951 cell
Ron.Hayes@dot.ny.gov www.dot.ny.gov





Town of Lancaster

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OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086
PHONE: (716) 684-3342
FAX: (716) 681-7475

Thomas E. Fowler, Jr.
Town Attorney

Leza E. Braun
Legal Assistant

December 16, 2021

Honorable Town & Planning Board Members
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086


RE: Preliminary Plat Cross Creek Phase 9 #5055
6 SFH; 538 Pavement Rd
Town of Lancaster, County of Erie

Honorable Town Board and Planning Board Members:

Enclosed please find a SEQR response dated January 31, 2022, from the New York State Department of Conservation on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

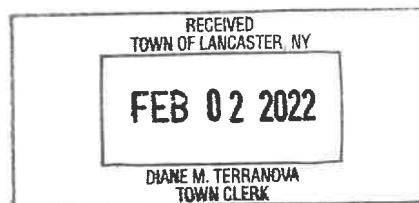
Very truly yours,


Thomas E. Fowler, Jr., Esq.
Town Attorney

TEF:lb

Enc.

CC (w/enc): PB Liaison
Town Clerk
Building Inspector
Town Engineer



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 9
270 Michigan Avenue, Buffalo, NY 14203-2915
P: (716) 851-7165 | F: (716) 851-7168
www.dec.ny.gov

January 31, 2022

Thomas E. Fowler, Jr.
Office of the Town Attorney
21 Central Avenue
Lancaster, New York 14086

Dear Thomas Fowler:

**SEQR Lead Agency Coordination
Cross Creek Phase 9
538 Pavement Road
Town of Lancaster, Erie County**

This is to acknowledge receipt of your January 27, 2022, notice which requested State Environmental Quality Review Act (SEQR) Lead Agency status for the above-noted project. The Department concurs that the Town of Lancaster should act as SEQR Lead Agency, since the environmental impacts of the proposal are primarily of local significance. However, please be advised of the following:

1. If project activities will involve land disturbance of greater than 1 acre and the project sponsor, owner or operator is required to obtain a State Pollutant Discharge Elimination System General Permit for Stormwater Discharges from Construction Activity (GP-0-20-001). This General Permit requires the project sponsor, owner or operator to control stormwater runoff according to a Stormwater Pollution Prevention Plan (SWPPP), which is to be prepared prior to filing a Notice of Intent (NOI) and prior to commencement of the project. More information on General Permit GP-0-20-001, as well as the NOI form, is available on the Department's website at www.dec.ny.gov/chemical/43133.html. Information on permitting requirements and preparation of a necessary Stormwater Pollution Prevention Plan (SWPPP) is available on the Department's website at www.dec.ny.gov/chemical/8468.html.

The Town of Lancaster is designated as an MS4 community. The project sponsor, owner or operator of a construction activity that is subject to the requirements of a regulated, traditional land use control MS4 shall have their SWPPP reviewed and accepted by the MS4 community.

The "MS4 SWPPP Acceptance" form must be signed by the principle executive officer or ranking elected official from the MS4 community, or by a duly authorized representative of that person, and submitted along with the NOI, to the Department at NOTICE OF INTENT, NYSDEC, Bureau of Water Permits, 625 Broadway, 4th Floor, Albany, New York 12233-3505, telephone: 518/402-8111 to receive Department approval before construction commences.

2. If the proposed project requires a sanitary sewer connection that is designed to convey 2,500 gallons/day or more of municipal sewage and is therefore considered a sanitary sewer extension. The Erie County Health Department, 503 Kensington Avenue, Buffalo, New York 14214, telephone: 716/961-6800 which acts as our agent, will be the approving agency.

A detailed Downstream Sewer Capacity Analysis must be performed and submitted for the proposed project as part of the Project's Engineering Report. Recent wet weather flow monitoring data and proposed new development flow should be analyzed relative to theoretical capacity at key nodes in the downstream sewer system and at pump stations (if any) to determine if capacity exists.

Recent wet weather system flow data can consist of:

- Comprehensive information from recent Sanitary Sewer System Evaluation Studies, or
- Wet weather data collected at (minimum of 3) key downstream nodes specified by the municipality.
 - This dated information can consist of instantaneous flow measurements or continuous flow or sewer depth measurements obtained during significant wet weather events, preferably during high groundwater conditions. Peak sewer flow recording methods are an acceptable method to collect this information.
 - Depth or flow measurements should continue until a significant wet weather event occurs, but would not have to extend beyond three months. A significant wet weather event is considered to be a daily rainfall amount of ½" or greater.

The Downstream Sewer Capacity Analysis must also contain a narrative and a detailed map showing the downstream routing of sewers from the proposed project site to the Wastewater Treatment Plant. Line sizes, theoretical capacity and pump stations must be identified and included in the analysis.

This Downstream Sewer Capacity Analysis, as well as any required infiltration and inflow (I/I) rehabilitation offset work at a 4:1 ratio, should be part of the Project's Engineering Report. These items must be received as part of a complete sanitary sewer extension plan submission from the municipality (sewer owner) that signs the "Application for Approval of Plans" form. If adequate capacity is not available, the sewer extension will not be approved until an acceptable remediation plan is developed.

The above guidance will help in the preparation of a complete Sewer Extension submission, which will facilitate our review. If you have any questions or require additional information, please contact our office NYSDEC, Region 9 Division of Water, telephone: 716/851-7070) or the Erie County Health Department.

3. The project site appears to be within an archaeologically sensitive area based on information obtained through the Cultural Resource Information System (CRIS) on the New York State Office of Parks, Recreation and Historic Preservation's (OPRHP) website at <https://cris.parks.ny.gov/>. As part of the SEQR process, this concern should be evaluated, unless it can be verified by appropriate documentation that the sites have been significantly disturbed in a way that would destroy potential artifacts. It is noted that project sponsors have consulted with OPRHP. Please note that any future changes to project plans would require further consultation with OPRHP. Please recognize that normal agricultural activities, such as plowing, would not constitute such land disturbance. If there are any questions regarding this, contact OPRHP (telephone: 518/237-8643).

If you have any other questions, please feel free to contact Bruno DiBella of my staff or me at 716/851-7165.

Sincerely,

David S. Denk

David S Denk
Regional Permit Administrator

BAD:cmn



Town of Lancaster

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OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086
PHONE: (716) 684-3342
FAX: (716) 681-7475

Thomas E. Fowler, Jr.
Town Attorney

Leza E. Braun
Legal Assistant

MEMO

To: Diane Terranova, Town Clerk
From: Thomas E. Fowler, Jr., Town Attorney *TF*
Date: February 1, 2022
Subject: Hidden Meadows Subdivision – Phase II

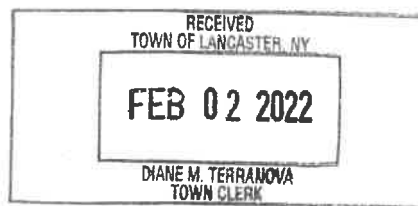
Dear Ms. Terranova:

Ed Schiller has previously provided you with the Maintenance Bonds for the Street Lighting public improvement for the Hidden Meadows Subdivision – Phase II for your records.

Town Code requirements have been met in regard to acceptance this improvement. Please prepare a resolution accepting P.I.P. No. 822-Street Lights for the above-referenced subdivision.

If there are any questions, please call.

lb
Encs.



MAINTENANCE BOND

Bond Number: SUR0052925

Executed in Duplicate

KNOW ALL MEN BY THESE PRESENTS, that we ZIMA UNDERGROUND, INC.
7071 Transit Road, East Amherst, NY 10451-1108

_____, as principal (the "Principal"),
and ARGONAUT INSURANCE COMPANY, of P.O. Box 469011, San Antonio, TX 78246-9011, as surety (the "Surety"),
are held and firmly bound unto HIDDEN MEADOW LAN, LLC
470 Cayuga road, Cheektowaga, NY 14225-1310, as obligee (the "Obligee"),
in the penal sum of Twenty-Three Thousand Six Hundred and 00/100-----

----- Dollars (\$ 23,600.00-----),
for the payment of which sum well and truly to be made, the Principal and the Surety, bind ourselves, our heirs,
executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has by written agreement dated August 4, 2020_____, entered into a contract (the
"Contract") with the Obligee for Hidden Meadows Phase 2_____

which contract is by reference made a part hereof.

NOW, THEREFORE, the condition of this obligation is such that if the Principal shall remedy without cost to the
Obligee any defect which may develop during a period of two (2)_____ year(s) from the date of completion and
acceptance of the work performed under the Contract, provided such defects are caused by defective or inferior
materials or workmanship, then this obligation shall be null and void; otherwise, it shall be and remain in full force and
effect.

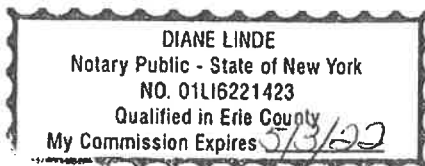
PROVIDED AND SUBJECT TO THE CONDITIONS PRECEDENT:

1. Obligee shall provide both Principal and Surety with written notice of the discovery (Notice of Discovery) of
any item of defective or inferior materials or workmanship during the covered period (a "Covered Item").
Should Principal improperly fail to remedy the Covered Item, then Obligee shall make a written demand
upon the Surety ("Demand") within ninety (90) days of the Obligee's issuance of the Notice of Discovery of
the Covered Item.
2. The Notice of Discovery and the Demand shall be in writing and via certified mail to the Principal and to
the Surety. Notice to the Surety shall be delivered to the attention of the Surety Law Department at the above
address.
3. No suit or action may be commenced by the Obligee against the Surety after the expiration of one (1) year (or
such lesser time period as otherwise permitted by relevant law) from the date of Obligee's discovery of
a Covered Item. If the provision of this paragraph is void or prohibited by law, the minimum period of
limitation available to sureties as a defense in the jurisdiction of the suit shall be applicable.

DATED as of this 28th day of January, 2021.

WITNESS / ATTEST

Diane Linde



ZIMA UNDERGROUND, INC.

(Principal)

By: _____

Name: Robert J. Zima
Title: President

(Seal)

ARGONAUT INSURANCE COMPANY

(Surety)

By: _____

Attorney-in-Fact
Scott T. Hoffman

(Seal)

CORPORATE ACKNOWLEDGMENT

State of New York)

County of Erie) ss

On this 28th day of January, 20 21,

Before me personally came and appeared Robert J. Zima

_____ to me known, who, being by me duly sworn, did

depose and say that he resides in Erie County, New York

_____ ; that (s)he is the President

of Zima Underground, Inc., the Corporation described in and of which executed the foregoing instrument, that (s)he knows the seal of said Corporation; that one of the impressions is such seal; that it was so affixed by order of the Directors of said Corporation, and that (s)he signed his/her name thereto by like order.

SURETY ACKNOWLEDGMENT

State of New York)

County of Erie) ss

On this 28th day of January, 20 21,

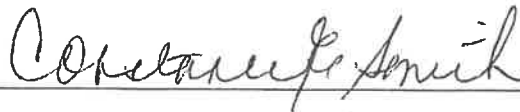
before me personally came and appeared Scott T. Hoffman

_____ to me known, who, being by me duly sworn, did

depose and say that (s)he resides in Erie County, New York

_____ ; that (s)he is the Attorney-in-Fact

of Argonaut Insurance Company, the Corporation described in and which executed the foregoing instrument, that (s)he knows the seal of said Corporation; that one of the impressions is such seal; that it was so affixed by order of the Directors of said Corporation, and that (s)he signed his/her name thereto by like order.



CONSTANCE E. SMITH
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 10/31/21

AS-0145744

Argonaut Insurance Company
Deliveries Only: 225 W. Washington, 24th Floor
Chicago, IL 60606
United States Postal Service: P.O. Box 469011, San Antonio, TX 78246

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the Argonaut Insurance Company, a Corporation duly organized and existing under the laws of the State of Illinois and having its principal office in the County of Cook, Illinois does hereby nominate, constitute and appoint:

Scott T. Hoffman

Their true and lawful agent(s) and attorney(s)-in-fact, each in their separate capacity if more than one is named above, to make, execute, seal and deliver for and on its behalf as surety, and as its act and deed any and all bonds, contracts, agreements of indemnity and other undertakings in suretyship provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed the sum of:

\$50,000,000.00

This Power of Attorney is granted and is signed and sealed under and by the authority of the following Resolution adopted by the Board of Directors of Argonaut Insurance Company:

"RESOLVED, That the President, Senior Vice President, Vice President, Assistant Vice President, Secretary, Treasurer and each of them hereby is authorized to execute powers of attorney, and such authority can be executed by use of facsimile signature, which may be attested or acknowledged by any officer or attorney, of the Company, qualifying the attorney or attorneys named in the given power of attorney, to execute in behalf of, and acknowledge as the act and deed of the Argonaut Insurance Company, all bond undertakings and contracts of suretyship, and to affix the corporate seal thereto."

IN WITNESS WHEREOF, Argonaut Insurance Company has caused its official seal to be hereunto affixed and these presents to be signed by its duly authorized officer on the 8th day of May, 2017.



Argonaut Insurance Company

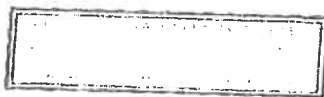
by:

Joshua C. Retz, Senior Vice President

STATE OF TEXAS
COUNTY OF HARRIS SS:

On this 8th day of May, 2017 A.D., before me, a Notary Public of the State of Texas, in and for the County of Harris, duly commissioned and qualified, came THE ABOVE OFFICER OF THE COMPANY, to me personally known to be the individual and officer described in, and who executed the preceding instrument, and he acknowledged the execution of same, and being by me duly sworn, deposed and said that he is the officer of the said Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said corporation, and that Resolution adopted by the Board of Directors of said Company, referred to in the preceding instrument is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed my Official Seal at the County of Harris, the day and year first above written.



Kathleen M. Mueh
(Notary Public)

I, the undersigned Officer of the Argonaut Insurance Company, Illinois Corporation, do hereby certify that the original POWER OF ATTORNEY of which the foregoing is a full, true and correct copy is still in full force and effect and has not been revoked.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the Seal of said Company, on the 28th day of January, 2021.



James Bluzard, Vice President-Surety

THIS DOCUMENT IS NOT VALID UNLESS THE WORDS ARGO POWER OF ATTORNEY AND THE SERIAL NUMBER IN THE UPPER RIGHT HAND CORNER ARE IN BLUE, AND THE DOCUMENT IS ISSUED ON WATERMARKED PAPER. IF YOU HAVE QUESTIONS ON AUTHENTICITY OF THIS DOCUMENT CALL (210) 321 - 8400.

FINANCIAL STATEMENT
ARGONAUT INSURANCE COMPANY
STATUTORY BASIS as of 12/31/2019

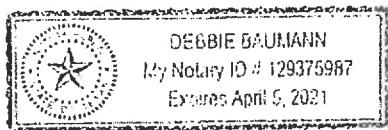
<u>ASSETS</u>		<u>LIABILITIES AND SURPLUS</u>	
CASH & INVESTED ASSETS	\$359,150,536.00	UNEARNED PREMIUMS	\$279,951,003.00
BONDS	\$849,892,572.00	LOSSES	\$473,653,148.00
STOCKS	\$603,960,156.00	LOSS ADJUSTMENT EXPENSES	\$142,367,334.00
INVESTMENT INCOME DUE AND ACCRUED	\$5,883,954.00	COMMISSIONS	\$7,843,020.00
PREMIUM BALANCES	\$103,360,646.00	TAXES, LICENSES, AND FEES	\$13,376,634.00
NET DEFERRED TAX ASSET	\$38,388,316.00	OTHER EXPENSES	\$11,142,114.00
REINSURANCE RECOVERABLE	\$45,162,848.00	FUNDS HELD UNDER REINSURANCE TREATIES	\$105,228,622.00
OTHER ASSETS	\$44,646,911.00	CURRENT FEDERAL AND FOREIGN INCOME TAXES	\$862,931.00
TOTAL ASSETS	\$2,050,445,939.00	REMITTANCES AND ITEMS NOT ALLOCATED	\$1,531,874.00
		AMOUNTS WITHHELD/RETAINED BY COMPANY FOR OTHERS	\$7,409,994.00
		PAYABLES TO PARENT, SUBSIDIARIES, & AFFILIATES	\$2,042,440.00
		PAYABLE FOR SECURITIES	\$4,366,865.00
		PROVISION FOR REINSURANCE	\$16,461,981.00
		CEDED REINSURANCE PREMIUMS PAYABLE	\$41,418,748.00
		OTHER ACCRUED EXPENSES AND LIABILITIES	\$2,261,294.00
		TOTAL LIABILITIES	\$1,094,231,962.00
		COMMON CAPITAL STOCK	\$4,500,000.00
		GROSS PAID IN AND CONTRIBUTED SURPLUS	\$523,520,936.00
		UNASSIGNED SURPLUS	\$426,193,041.00
		TOTAL SURPLUS TO POLICYHOLDERS	\$956,213,977.00
		TOTAL LIABILITIES & SURPLUS	\$2,050,445,939.00

Lauren T. Welch, being duly sworn, says she is VP US Financial Controller of Argonaut Insurance Company and that to the best of her knowledge, and belief, the foregoing statement is a true and correct statement of the financial condition of said Company as of the 31st of December, 2019.

Subscribed and sworn to before me this 1st day of May, 2020

Debbie Baumann
Notary Public

Lauren T. Welch
Lauren T. Welch, VP US Financial Controller



Application For Permit To Construct A Public Improvement

Town of Lancaster, N.Y. _____

TO THE HONORABLE TOWN BOARD:

Application is Hereby
Made for Permission
To Construct (Indicate
By X Mark)

Pavement and Curb ... ()	Street Lights ... (X)
Detention Basin ... ()	Sidewalk ... ()
Storm Sewer ... ()	Other ... ()
Water Line ... ()	Estimated Cost of Improvement \$ <u>22,000.00</u>

DESCRIPTION OF PROPOSED PUBLIC IMPROVEMENT

Quantity, Description and Location of Improvement:

Job No. _____

Hidden Meadow, Phase 2, Hidden Meadow Crossing and Deepwood Place; Installation of
8 light poles and fixtures.

Supporting Data:

(a) Contractor's Name Zins Underground

Phone (716) 906-3702

(b) Contractor's Address 7071 Transit Road, East Amherst, NY 14051

CERTIFICATE OF INSURANCE: This application must be accompanied by the contractors certificate of general, auto and excess liability insurance. The Town of Lancaster must be named as an additional insured on these policies. The minimum liability limits acceptable for general and auto liability are \$2,000,000.00 aggregate (\$1,000,000.00 each occurrence) and for excess liability \$2,000,000.00

This application must be submitted **without fee** to the Town Engineer for approval along with **five (5) sets** of improvement plans showing the extend of the improvements which will be incorporated into and made a part of this application.

After engineering review, the approved application **without plans** must be submitted to the Town Clerk with **fee** for Town Board approval.

Work under this permit shall be started within 60 days from the date of approval thereof. Work under this permit shall be completed within 1 year from the date of approval thereof. Any request for extension shall be addressed in writing to the Town Board of the Town of Lancaster.

The inspection fee, as determined by the Town Engineer shall accompany this application together with the application fee. If actual inspection costs exceed the inspection fee the applicant shall pay to the Town sufficient additional monies to pay the entire cost of inspection.

In consideration of the granting of the permit hereby petitioned for, the undersigned hereby agrees that if such permit is granted he will comply with the terms thereof, the Laws of the State of New York, the Ordinances of the Town of Lancaster and Regulations of the various departments of the Town and the State of New York, and that he shall notify the Town Engineer **not less than forty-eight hours** in advance of commencing any work under this permit.

The undersigned hereby certifies that all of the information contained in this petition is correct and true.

ITEM	FEE
PERMIT FEE	<u>500.00</u>
INSPECTION FEE	<u>\$1760.00</u>
TOTAL FEE	<u>\$2260.00</u>

Property Owner Sign Here

Hidden Meadow LLC

Address

470 Cayuga Road, Buffalo, NY 14225

Phone (716) 688-5597

I do certify that I have examined the foregoing petition and Improvement Plans and certify that they conform to Ordinances of Town of Lancaster.

Engineer

PUBLIC IMPROVEMENT PERMIT NO. 822

Permission is hereby granted to construct the public improvement requested herein, subject to the conditions, if any, set forth in the attached Town Board resolution.

8/17/88
Date of Town Board Approval

[Signature]
Town Clerk

WHITE: APPLICANT

PINK: TOWN CLERK

GREEN: ENGINEER

YELLOW: CONTRACTOR

The Honorable Town Board
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

Respectfully, I submit my report for the month of January, 20 21

Summary:

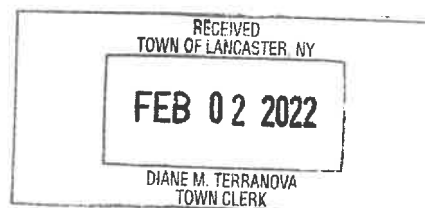
284 Complaints or Calls Received
102 Calls Responded to/Follow-ups
13 Compliance Notices
43 Final Notices
3 Appearance Tickets Issued
1 Bite Reports Filed
3 Dog Redeemed
— Rescue Transfers
— SPCA Transfers
— Dogs Euthanized
— Dogs Deceased
1,276 Miles Patrolled with Van

Respectfully Yours,

Jean Karn

Jean Karn

Lancaster Dog Control



T.C. Comm.
Re

112



Homes and Community Renewal

KATHY HOCHUL
Governor

RUTHANNE VISNAUSKAS
Commissioner/CEO

January 27, 2022

Ronald Ruffino
Supervisor
Town of Lancaster
21 Central Street
Lancaster, New York 14086

Re: CDBG CARES Program Award
Town of Lancaster - Senior Center Improvements
NYS CDBG Project # 2628CVPF41-21

On behalf of the Housing Trust Fund Corporation (HTFC) and the Office of Community Renewal (OCR), it is my pleasure to inform you that the application submitted for New York State Community Development Block Grant (CDBG) Coronavirus Aid, Relief, and Economic Security Act (CARES) funds has been selected for a \$367,385 award.

OCR has made CDBG CARES funding available on a rolling basis for a variety of activities that prepare for, prevent and respond to the COVID-19 pandemic. The projects selected for award will assist in the recovery of New York State communities by improving the resiliency of businesses and safety of homes and public facilities serving its residents.

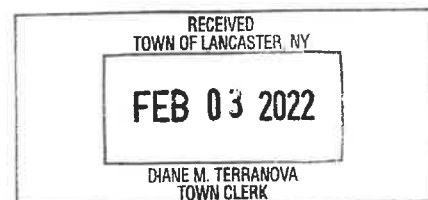
A grant agreement will be transmitted separately for this award. Please be advised that no work can be performed, nor any cost committed or incurred prior to the execution of a grant agreement with HTFC and approval of all required environmental review record materials. HTFC reserves the right to rescind an award and deobligate funds for projects unable to satisfy all requirements.

OCR program staff will contact you to outline the procedures necessary to advance this project. Should you have any questions in the interim, please contact the Office of Community Renewal at 518-474-2057 or OCRinfo@hcr.ny.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "RuthAnne Visnauskas", with a stylized flourish at the end.

RuthAnne Visnauskas
Commissioner/CEO





Town of Lancaster

113


OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086
PHONE: (716) 684-3342
FAX: (716) 681-7475

Thomas E. Fowler, Jr.
Town Attorney

Leza E. Braun
Legal Assistant

MEMO

To: Diane M. Terranova, Town Clerk
From: Thomas E. Fowler, Jr., Town Attorney 
Date: February 2, 2022
Subject: National Grid Emergency Response Facility #2131

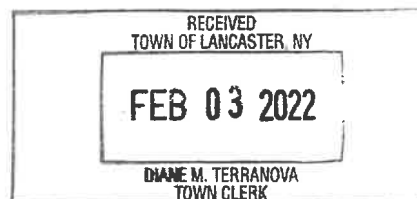
Dear Ms. Terranova:

Your office previously received a copy of the application to construct a private improvement for the above-referenced project from Ed Schiller, Town Engineer.

Please prepare a resolution issuing P.I.P for Pavement and Curb, Detention Basin, Storm Sewer, Water Line, Site Lights, and Sidewalks for the next scheduled Town Board Meeting.

If there are any questions, please call.

lb
Enc.



Application For Permit To Construct A Public/Private Improvement

Town of Lancaster, N.Y. _____

TO THE HONORABLE TOWN BOARD:

Application is Hereby
Made for Permission
To Construct (Indicate
By X Mark)

Pavement and Curb \$836,660.00	Cost	Site Lights 46,773.00	Cost
Detention Basin 19,902.00		Sidewalk 10,118.00	
Storm Sewer 383,789.00		Other N/A	
Water Line 89,941.00		Estimated Total Cost of Improvements \$1,387,183.00	

DESCRIPTION OF PROPOSED IMPROVEMENT

Quantity, Description and Location of Improvement:

Job No. _____

One 55,000 square feet single story pre-engineered metal building located at 293 Cemetery Road, Lancaster, New York. Asphalt pavement, stone outside storage area, site lighting, landscaping and storm water drainage improvements.

Supporting Data:

(a) Contractor's Name Kulback's, Inc. Phone 716-681-1600(b) Contractor's Address 2 Wendling Court, Lancaster, New York 14086

CERTIFICATE OF INSURANCE: This application must be accompanied by the contractors certificate of general, auto and excess liability insurance. The Town of Lancaster must be named as an additional insured on these policies. The minimum liability limits acceptable for general and auto liability are \$2,000,000.00 aggregate (\$1,000,000.00 each occurrence) and for excess liability \$2,000,000.00

This application must be submitted without fee to the Town Engineer for approval along with two (2) hard copy sets and one (1) set on a zipdrive in pdf format of improvement plans showing the extend of the improvements which will be incorporated into and made a part of this application.

After engineering review, the approved application without plans must be submitted to the Town Clerk with fee for Town Board approval.

Work under this permit shall be started within 60 days from the date of approval thereof. Work under this permit shall be completed within 1 year from the date of approval thereof. Any request for extension shall be addressed in writing to the Town Board of the Town of Lancaster.

The Inspection fee, as determined by the Town Engineer shall accompany this application together with the application fee. If actual inspection costs exceed the inspection fee the applicant shall pay to the Town sufficient additional monies to pay the entire cost of inspection.

In consideration of the granting of the permit hereby petitioned for, the undersigned hereby agrees that if such permit is granted he will comply with the terms thereof, the Laws of the State of New York, the Ordinances of the Town of Lancaster and Regulations of the various departments of the Town and the State of New York, and that he shall notify the Town Engineer not less than forty-eight hours in advance of commencing any work under this permit.

The undersigned hereby certifies that all of the information contained in this petition is correct and true.

David A. Kulbacki

Property Owner Print Here

Property Owner Sign Here

2 Wendling Court, Lancaster, NY 14086

Address

Phone 716-681-1600

ITEM	FEE
PERMIT FEE	500.00
INSPECTION FEE	32,295.00
TOTAL FEE	32,795.00

I do certify that I have examined the foregoing petition and Improvement Plans and certify that they conform to Ordinances of Town of Lancaster.

12/28/21
EngineerPUBLIC/PRIVATE IMPROVEMENT PERMIT NO. 840

Permission is hereby granted to construct the public/private improvement requested herein, subject to the conditions, if any, set forth in the attached Town Board resolution.

Date of Town Board Approval

Town Clerk

WHITE: APPLICANT

CANARY: TOWN CLERK

PINK: ENGINEER

GOLDENROD: CONTRACTOR

Account#	Account Description	Fee Description	Qty	Local Share
A1255	Conservation	Conservation	5	7.74
	Town Clerk Fees	Marriage License Fee	10	175.00
		Sub-Total:		\$182.74
A2189	Storm Water Pollution Prevention	Storm Water Pollution Prevention	1	500.00
		Sub-Total:		\$500.00
A2401	Interest Savings	Interest Savings	1	0.77
		Sub-Total:		\$0.77
A2540	Racing & Wagering Fees	Bingo License	151	1,132.50
		Bingo Proceeds	15	340.47
		Sub-Total:		\$1,472.97
A2544	Dog License & Redemption Fees	Dog Redemption	5	145.00
		Exempt Dogs	4	0.00
		Female, Spayed	197	2,364.00
		Female, Unspayed	17	289.00
		Male, Neutered	169	2,028.00
		Male, Unneutered	18	306.00
		Replacement Tags	2	6.00
		Late Fee	72	690.00
		Senior Discount	86	-680.00
		Sub-Total:		\$5,148.00
A2570	Subdivision Review Fees	Review Subdivision	1	1,650.00
		Sub-Total:		\$1,650.00
A2655	E-ZPass	E-ZPass	6	150.00
		Sub-Total:		\$150.00
A2770	Photos, Street Maps, Zone M&B	Map - Town	3	18.00
		Sub-Total:		\$18.00
B1560	Safety Inspection Fees	Fire Code	12	1,075.00
		Sub-Total:		\$1,075.00
B1603	Vital Statistics Fee	Copy Death Certificate	202	2,020.00
		Copy Marriage Certificate	37	280.00
		Sub-Total:		\$2,300.00
B2110	Zoning Fees	Hearing - Zoning Board	4	899.00
		Hearing Special Use Permit	1	2,250.00
		Zoning Inspection/Compliance	2	100.00
		Sub-Total:		\$3,249.00
B2555	Building & Alteration Permits	Building	62	5,637.45
		Occupancy	8	480.00
		Plumbing	7	255.00
		Sign	1	35.00
		Sub-Total:		\$6,407.45

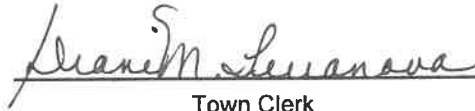
Account#	Account Description	Fee Description	Qty	Local Share	
B2570	Commercial Site Plan Review	Review Commercial Site Plan	1	700.00	
			Sub-Total:	\$700.00	
B2590	Permits Other	Dumping	1	100.00	
			Sub-Total:	\$100.00	
ET33-2770	Tree Planting Fees	Tree Planting	6	1,500.00	
			Sub-Total:	\$1,500.00	
ET37-2770	Recreation Filing Fee	Recreation Filing	6	7,500.00	
			Sub-Total:	\$7,500.00	
P1520	Alarm Ordinance Fees	Alarm Fees	1	100.00	
			Sub-Total:	\$100.00	
SG2130	Refuse & Garbage Fees	Refuse & Garbage Impact	6	745.82	
			Sub-Total:	\$745.82	
SG2189	Refuse & Garbage Cart Only	Refuse & Garbage Cart Only	4	412.00	
	Refuse & Garbage Pair of Carts	Refuse & Garbage Pair of Carts	3	537.00	
	Refuse & Garbage Tags	Refuse & Garbage Tags	134	402.00	
	Refuse & Garbage, Recycle Carts	Refuse & Garbage, Recycle Carts	1	103.00	
			Sub-Total:	\$1,454.00	
Total Local Shares Remitted:				\$34,253.75	
Amount paid to:	New York State Comptroller's Office			1,698.75	
Amount paid to:	NYS Ag. & Markets for spay/neuter program			471.00	
Amount paid to:	NYS Dept. of Health Marriage Lic.			225.00	
Amount paid to:	NYS Environmental Conservation			132.26	
Total State, County & Local Revenues:		\$36,780.76	Total Non-Local Revenues:		\$2,527.01

To the Supervisor:

Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Diane M. Terranova, Town Clerk, Town of Lancaster during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.

Supervisor

Date



Town Clerk

Date

2/3/22



**Department of
Environmental
Conservation**

STATE OF NEW YORK
DEPARTMENT OF ENVIRONMENTAL CONSERVATION
625 Broadway, Albany, NY 12233

Phone 1-800-962-5622

Invoice 1029-54859

TOWN OF LANCASTER
21 Central Ave, Lancaster, NY 14086

Invoice Period: **01/01/2022** to **01/31/2022**

Invoice Summary

Sales Summary	Items Sold	Sales Total	Vendor Commission	Sweep Amount
	13	\$140.00	\$7.74	\$132.26
Reversals / Voids Summary	Items Reversed / Voided	Reversal / Void Total	Vendor Commission	Sweep Amount
	0	\$0.00	\$0.00	\$0.00
Manual Adjustment Summary	Adjustment Note	Adjustment Type	Adjustment Amount	
Invoice Totals				Sweep \$132.26

\$132.26 Will be swept from your bank account on **2/13/2022**



**Department of
Environmental
Conservation**

STATE OF NEW YORK
DEPARTMENT OF ENVIRONMENTAL CONSERVATION
625 Broadway, Albany, NY 12233

Phone 1-800-962-5622

Invoice 1029-54859

TOWN OF LANCASTER
21 Central Ave, Lancaster, NY 14086

Invoice Period: 01/01/2022 to 01/31/2022

Product Summary

Product Name	Sales			Reversals / Voids			Net		
	Quantity	Vendor	State	Quantity	Vendor	State	Total	Vendor	State
Resident Fishing	5	\$6.90	\$118.10	0	\$0.00	\$0.00	\$125.00	\$6.90	\$118.10
Resident Senior Fishing	3	\$0.84	\$14.16	0	\$0.00	\$0.00	\$15.00	\$0.84	\$14.16
Recreational Marine Fishing Registry	5	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals	13	\$7.74	\$132.26	0	\$0.00	\$0.00	\$140.00	\$7.74	\$132.26

\$132.26 Will be swept from your bank account on **2/13/2022**



**Department of
Environmental
Conservation**

STATE OF NEW YORK
DEPARTMENT OF ENVIRONMENTAL CONSERVATION
625 Broadway, Albany, NY 12233

Phone 1-800-962-5622

Invoice 1029-54859

TOWN OF LANCASTER
21 Central Ave, Lancaster, NY 14086

Invoice Period: 01/01/2022 to 01/31/2022

Daily Summary

Sales				Reversals / Voids			Net		
Date	Quantity	Vendor	State	Quantity	Vendor	State	Total	Vendor	State
01/07/2022	1	\$1.38	\$23.62	0	\$0.00	\$0.00	\$25.00	\$1.38	\$23.62
01/08/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/09/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/10/2022	1	\$0.28	\$4.72	0	\$0.00	\$0.00	\$5.00	\$0.28	\$4.72
01/11/2022	1	\$1.38	\$23.62	0	\$0.00	\$0.00	\$25.00	\$1.38	\$23.62
01/12/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/13/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/14/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/15/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/16/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/17/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/18/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/19/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/20/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/21/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/22/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/23/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/24/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/25/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/26/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/27/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/28/2022	8	\$4.42	\$75.58	0	\$0.00	\$0.00	\$80.00	\$4.42	\$75.58
01/29/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/30/2022	0	\$0.00	\$0.00	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
01/31/2022	2	\$0.28	\$4.72	0	\$0.00	\$0.00	\$5.00	\$0.28	\$4.72
Totals	13	\$7.74	\$132.26	0	\$0.00	\$0.00	\$140.00	\$7.74	\$132.26

\$132.26 Will be swept from your bank account on **2/13/2022**

Monthly Report of Marriage Licenses Issued

SEE INSTRUCTIONS AT BOTTOM OF PAGE

Report for the month of

January

2022

City or Town of Lancaster

County of Erie

DEP NO. _____

\$ _____

Check # _____

DO NOT WRITE IN ABOVE SPACE

Pursuant to the provisions of Section 15 of the Domestic Relations Law, as last amended by Chapter 62 of the Laws of 2003, I herewith transmit to the State Commissioner of Health a fee of twenty two dollars and fifty cents for each marriage license issued by me during the month covered by this report.

Licenses issued were numbered from 1 to 10 inclusive.

(If ONE license was issued place number in the first space only!)

(If NO licenses were issued write "NONE" in the above space.)

Make remittance by CHECK or
MONEY ORDER payable to the State
Department of Health

DO NOT SEND CASH

Amount of remittance with this report

\$ 225.00

Name of City or Town Clerk (Please Print)

Diane M. Terranova

Signature of City or Town Clerk

Diane M. Terranova

Date

02/01/2022

Mailing Address

21 Central Ave
Lancaster, NY 14086

INSTRUCTIONS

THIS MONTHLY REPORT OF MARRIAGE LICENSES ISSUED MUST BE TRANSMITTED TO THE STATE DEPARTMENT OF HEALTH AT THE ABOVE ADDRESS FOR EACH MONTH regardless of whether or not any licenses were issued. If no licenses were issued, indicate NONE in the space provided for license numbers.

The issuance of a marriage license makes you responsible for the remittance fee of \$22.50, regardless of whether or not the marriage ceremony is ever performed.

Marriage licenses must be numbered and reported consecutively throughout the year starting with number 1 at the beginning of EACH calendar year.

Pursuant to the authority of Section 19 of the New York State Domestic Relations Law, the Commissioner of Health has directed that this report, together with any fee must be transmitted to the State Department of Health by the 15th of the month following the month which the report covers.

New York State Domestic Relations Law 22 provides that any Town or City Clerk who violates or fails to comply with any of the above mentioned reporting or filing requirements, shall be deemed guilty of a misdemeanor and shall pay a fine not exceeding the sum of one hundred dollars on conviction thereof.

02/01/2022

10:28:56

Mary Nowak

Town of Lancaster

Page: 1

Miscellaneous Cash Report

For Transaction Type: Planning & Zoning

For Fee Type: Storm Water Pollution Prevention

Date Range: 01/01/2022 to 01/31/2022

Transaction Type	Fee Type	Receipt #	Date	Customer	Qty	Total
Planning & Zoning	Storm Water Pollution Prevention	3	01/13/2022	Change, Vavoline Instant Oil 4839 Transit Rd	1	\$500.00
					Total Quantity:	1
					Grand Total:	\$500.00

STATE OF NEW YORK

DO NOT WRITE IN THIS SPACE

REPORT OF BINGO FEES COLLECTED

PURSUANT TO CHAPTER 437 & 438, LAWS OF 1962

AMOUNT REC'D. _____ ENT. BY _____
REFUND _____ CHECKED BY _____
DEPOSITED _____ CODE _____SHEET NO. 1 OF 1MONTH OF January, 2022NAME OF MUNICIPALITY Town of Lancaster COUNTY ErieP.O. ADDRESS 21 Central Ave, Lancaster, NY 14086

CODE NUMBER _____

NAME OF ORGANIZATION	LICENSE NO.	NUMBER OF OCCASIONS	AMOUNT
St. James Church	14-217-040-00134	49	918.75
Our Lady of Pompei Church	14-217-040-00128	52	975.00
Our Lady of Pompei Church-Sunday	14-217-440-05527	50	937.50

A.) TOTAL FEES COLLECTED	\$2,831.25
B.) DELIVERED TO MUNICIPAL TREASURY	\$1,132.50
C.) TRANSMITTED HERewith TO STATE COMPTROLLER	\$1,698.75

TOTALS

CERTIFICATION OF ISSUING OFFICER:

Town Clerk _____ of the Diane M. Terranova _____, hereby certifies that -he/she is the
Town of Lancaster
 State of New York; that -he/she has prepared the annexed report, issued the licenses listed herein and that such report is a true and correct statement
 of operations for the period which it covers.

Diane M. Terranova
 Issuing Officer

CERTIFICATION OF REMITTING OFFICER:

Supervisor _____ of the Ronald Ruffino, Sr. _____, hereby certifies that -he/she is the
Town of Lancaster
 State of New York; that -he/she has examined the annexed report, that - he/she knows such report to be a true and correct statement of operations for the
 which it covers and that the amount remitted herewith is the full amount payable to the State Comptroller for such period pursuant to Chapter 438 of
 the Laws of 1962, as amended.

Remitting Officer

STATE OF NEW YORK
REPORT OF GAMES OF CHANCE
FEES COLLECTED

PURSUANT TO CHAPTER 960, LAWS OF 1976

DO NOT WRITE IN THIS SPACE

AMOUNT REC'D. _____ ENT. BY _____
REFUND _____ CHECKED BY _____
DEPOSITED _____ CODE _____

SHEET NO. 1 OF 1

MONTH OF January, 2022

NAME OF MUNICIPALITY Town of Lancaster

COUNTY Erie

P.O. ADDRESS 21 Central Ave, Lancaster, NY 14086

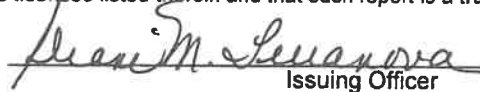
CODE NUMBER _____

NAME OF ORGANIZATION	LICENSE NO.	NUMBER OF OCCASIONS	AMOUNT
A.) TOTAL FEES COLLECTED			\$0.00
B.) DELIVERED TO MUNICIPAL TREASURY			\$0.00
C.) TRANSMITTED HERewith TO STATE COMPTROLLER			\$0.00

TOTALS

CERTIFICATION OF ISSUING OFFICER:

Town Clerk _____ of the Diane M. Terranova Town of Lancaster, hereby certifies that - he/she is the State of New York; that - he/she has prepared the annexed report, issued the licenses listed therein and that such report is a true and correct statement of operations for the period which it covers.


Issuing Officer

CERTIFICATION OF REMITTING OFFICER:

Supervisor _____ of the Ronald Ruffino, Sr. Town of Lancaster, hereby certifies that - he/she is the State of New York; that - he/she has examined the annexed report, that - he/she knows such report to be a true and correct statement of operations for the which it covers and that the amount remitted herewith is the full amount payable to the State Comptroller for such period pursuant to Chapter 960 of the Laws of 1976, as amended.

Remitting Officer

02/01/2022
10:28:32
Mary Nowak

Town of Lancaster

Page: 1

Miscellaneous Cash Report
For Transaction Type: Planning & Zoning
For Fee Type: Review Subdivision
Date Range: 01/01/2022 to 01/31/2022

<u>Transaction Type</u>	<u>Fee Type</u>	<u>Receipt #</u>	<u>Date</u>	<u>Customer</u>	<u>Qty</u>	<u>Total</u>
Planning & Zoning	Review Subdivision	1	01/13/2022	9, Cross Creek Phase 538 Pavement Rd	1	\$1,650.00

Total Quantity: 1

Grand Total: \$1,650.00

02/01/2022
10:31:30
Mary Nowak

Town of Lancaster
Miscellaneous Cash Report
For Transaction Type: Permits
For Fee Type: Fire Code
Date Range: 01/01/2022 to 01/31/2022

Page: 1

Transaction Type	Fee Type	Receipt #	Date	Customer	Qty	Total
Permits	Fire Code	1	01/03/2022	Terrace, Green Field 5979-5991 Broadway St Lancaster, NY 14086	1	\$200.00
Permits	Fire Code	1	01/05/2022	2, Cintas Corporation No 5740 Genesee St Lancaster, NY 14086	1	\$200.00
Permits	Fire Code	1	01/07/2022	Inc., Gsa Ftness Center 4 Wendling Ct Lancaster, NY 14086	1	\$75.00
Permits	Fire Code	1	01/11/2022	#10974, Tim Hortons 4849 Transit Rd Depew, NY 14043	1	\$50.00
Permits	Fire Code	1	01/25/2022	LLC, Modonalds USA 4993 Transit Rd Lancaster, NY 14086	1	\$50.00
Permits	Fire Code	1	01/31/2022	Wok, Great 4779 Transit Rd Lancaster, NY 14086	1	\$50.00
Permits	Fire Code	2	01/03/2022	Center, Wellness 5959 Broadway St Lancaster, NY 14086	1	\$50.00
Permits	Fire Code	2	01/06/2022	Danzer, Dengler Funeral Home 5363 Genesee St Bowmansville, NY 14026	1	\$50.00
Permits	Fire Code	3	01/03/2022	Church, Bowmansville United 5342 Genesee St Lancaster, NY 14086	1	\$50.00
Permits	Fire Code	4	01/03/2022	Lanes, Lancaster 4913 Transit Rd Lancaster, NY 14086	1	\$200.00
Permits	Fire Code	4	01/06/2022	Custard, Andersons Frozen 4855 Transit Rd Depew, NY 14086	1	\$50.00
Permits	Fire Code	5	01/06/2022	Restaurant, Forestview 4781 Transit Rd Lancaster, NY 14086	1	\$50.00

Total Quantity: 12

Grand Total: \$1,075.00

Pmt No	Building	Plumbing	Occupancy	Signs	Other	Recreation	Trees	Safety	Conservation	Refuse	TOTALS	NoStreet	Town/Village	Structure
33738	55.00										55.00	100 Irwinwood	Village	Er. Deck
33739	30.00										30.00	133 Avian	Town	Er. Shed
33740	169.50										169.50	109 Michaels	Town	Er. Res. Alt.
Totals	5,637.45	255.00	480.00	35.00	7,500.00	1,500.00	745.82	16,153.27						

02/01/2022

10:28:20

Mary Nowak

Town of Lancaster

Page: 1

Miscellaneous Cash Report

For Transaction Type: Planning & Zoning
For Fee Type: Review Commercial Site Plan
Date Range: 01/01/2022 to 01/31/2022

<u>Transaction Type</u>	<u>Fee Type</u>	<u>Receipt #</u>	<u>Date</u>	<u>Customer</u>	<u>Qty</u>	<u>Total</u>
Planning & Zoning	Review Commercial Site Plan	2	01/13/2022	change, Vavoline Instant Oil 4839 Transit Rd	1	\$700.00
					Total Quantity:	1
					Grand Total:	\$700.00

DATE	CASH DEPOSIT 6591	CHECK DEPOSIT 6591	CREDIT CARD SALES 7522	ONLINE 2255	INTEREST	TOTAL	WIRE TO SUPERVISOR	TRANSFER TO D.E.C.	CHECK NUMBER	FOR	AMOUNT	NSF	PAYEE/NSF NAME
1/1/2022													
1/2/2022													
1/3/2022	\$ 68.00	\$ 1,159.34	\$ 239.00			\$ 1,466.34	\$ 127,805.29	\$ 173.83	1860	Ag & Mkts	\$ 352.00		
1/4/2022	\$ 108.00	\$ 549.00	\$ 168.50	\$ 26.00		\$ 851.50			1861	Bingo	\$ 60.00		
1/5/2022	\$ 68.00	\$ 2,001.78	\$ 150.50			\$ 2,220.28			1862	NYSDOH	\$ 247.50		
1/6/2022	\$ -	\$ 1,047.00	\$ 71.00			\$ 1,118.00							
1/7/2022	\$ 207.60	\$ 397.00	\$ 152.00	\$ 18.00		\$ 774.60							
1/8/2022													
1/9/2022													
1/10/2022	\$ 123.00	\$ 2,609.77	\$ 184.00			\$ 2,916.77							
1/11/2022	\$ 212.00	\$ 675.75	\$ 159.00			\$ 1,046.75							
1/12/2022	\$ 136.00	\$ 200.00	\$ 13.00			\$ 349.00							
1/13/2022	\$ 17.00	\$ 5,013.75	\$ 28.00			\$ 5,058.75							
1/13/2022						\$ (13.00)						\$13.00	Pecora, Juliano
1/14/2022	\$ 137.00	\$ 299.75	\$ 145.20	\$ 13.00		\$ 594.95							
1/15/2022				\$ 18.00		\$ 18.00							
1/16/2022				\$ 13.00		\$ 13.00							
1/17/2022				\$ 54.00		\$ 54.00							
1/18/2022	\$ 171.00	\$ 647.61	\$ 33.00			\$ 851.61							
1/19/2022	\$ 121.00	\$ 364.00				\$ 485.00							
1/20/2022	\$ 188.00	\$ 2,681.23	\$ 89.00			\$ 2,958.23							
1/21/2022	\$ 63.00	\$ 328.00	\$ 191.70			\$ 582.70							
1/22/2022													
1/23/2022													
1/24/2022	\$ 94.00	\$ 3,052.89	\$ 158.90	\$ 18.00		\$ 3,323.79							
1/25/2022	\$ 170.90	\$ 617.75	\$ 57.80			\$ 846.45							
1/25/2022						\$ (13.00)						\$13.00	Cravatta, Andrea
1/26/2022	\$ 357.00	\$ 2,558.71	\$ 71.00			\$ 2,986.71							
1/27/2022	\$ 111.00	\$ 472.00	\$ 611.00			\$ 1,194.00							
1/28/2022	\$ 185.00	\$ 210.00	\$ 76.00			\$ 471.00							
1/29/2022													
1/30/2022													
1/31/2022	\$ 224.00	\$ 6,276.56	\$ 91.00	\$ 33.00		\$ 6,624.56							
1/31/2022					\$ 0.77	\$ 0.77							
					MONTHLY TOTAL	\$ 36,780.76							

DIANE M. TERRANOVA, TOWN CLERK
TOWN OF LANCASTER
21 CENTRAL AVE.
LANCASTER, N.Y. 14086
AREA CODE 1-716 683-9028

115

COPY

February 3, 2022

Matthew Fischione
Code Enforcement Officer
21 Central Avenue
Lancaster, New York 14086

Re: SPECIAL USE PERMIT -
Katharine D'Auria


Dear Matt:

Enclosed is a copy of a letter from Katharine D'Auria requesting a renewal of her Special Use Permit for a Home Occupation (bookkeeping) which will expire on March 16, 2022 on premises located at 5 Nottingham Lane.

Please inform the Town Board, the Town Attorney, and my office as to the applicant's compliance to all conditions stipulated in this permit so that a resolution to renew the Special Use Permit may be prepared for the next Town Board Meeting.

Sincerely yours,

OFFICE OF THE TOWN CLERK


Diane M. Terranova
Town Clerk

DMT/dm

Encl.

cc: Tom Fowler, Town Attorney
Town Board

COPY

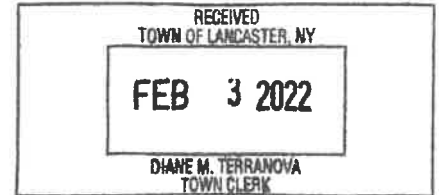
COPY

COPY

COPY

Jan. 31, 2022

Sort, Pack, and Move, LLC
5 Nottingham Lane
Lancaster, NY 14086



Lancaster Town Board
c/o Town Clerk's Office
21 Central Ave. #1
Lancaster, NY 14086

Dear Sir or Madam:

I am writing to request a renewal of my Special Use Permit for a Home Occupation (bookkeeping) on premises at 5 Nottingham Lane, which expires on March 16, 2022.

Enclosed is a copy of my Federal Tax Employer Identification Number notice, and a copy of the Request for Information form that I have received from New York State, which is the only letter I received from them.

Thank you for your consideration,

Katharine D'Auria

Katharine D'Auria, Owner
Sort, Pack, and Move, LLC

LANCASTER POLICE DEPARTMENT

116



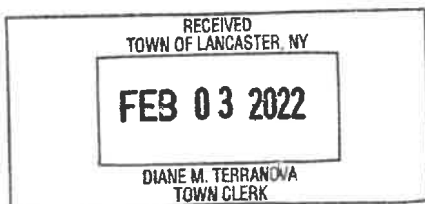
WILLIAM J. KARN, JR.
CHIEF OF POLICE



525 PAVEMENT ROAD
LANCASTER, NY 14086



TEL: (716) 683-2800
FAX: (716) 681-2352



MEMORANDUM

TO: Diane Terranova, Town Clerk

FROM: Chief William J. Karn, Jr.

DATE: February 3, 2022

SUBJECT: Articles/Communications

Please place the attached documents on communications.

If there are any questions, please feel free to contact me.

Enclosures

Lancaster, N.Y. Police Department

Today, officers from our Community Outreach Team had the opportunity to provide a station tour to students and staff from Lancaster High School. Pictured are our sally port and holding areas, with the officers explaining what typically occurs when someone in custody is brought to the station. Thank you to the students and staff for visiting!





Lancaster, N.Y. Police Department

From a Como Park Elementary School parent:

"Hi there! I'm not sure of the name of your SRO at Como Park but he is wonderful and my son loves him! Thank you so much for all that you do to keep the kids safe ❤️"

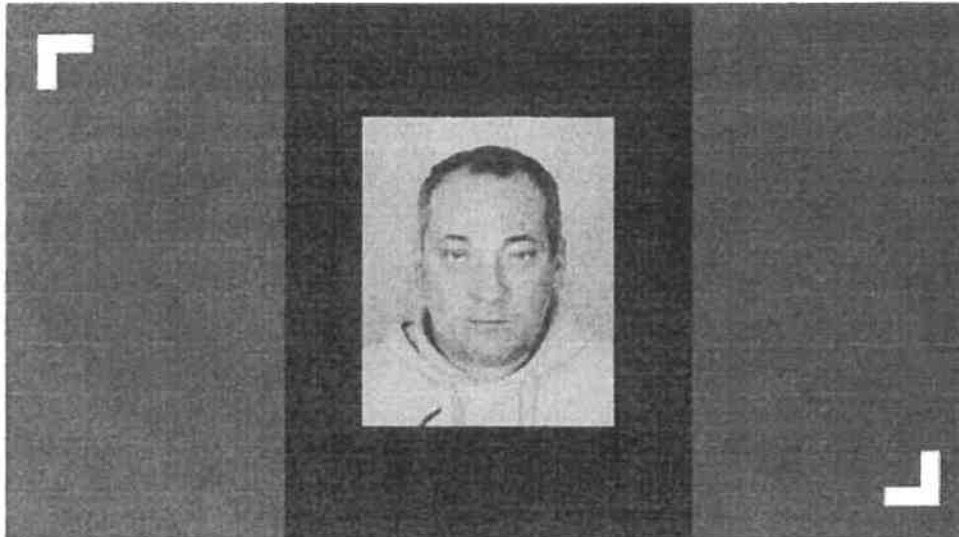
Great job, SRO Zimmerman!



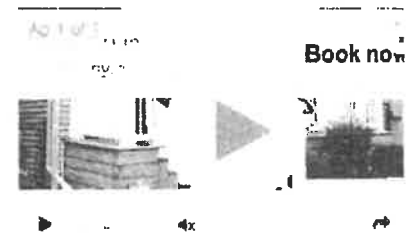
CRIME

Lancaster auto mechanic pleaded guilty to causing fatal crash

Allen Stirling, 50, pleaded guilty on Wednesday to one count of criminally negligent homicide among other charges.



Credit: ECDA



Author: WGRZ Staff

Published: 12:41 PM EST January 12, 2022

Updated: 1:01 PM EST January 12, 2022



LANCASTER, N.Y. — On Wednesday morning, an auto mechanic from Lancaster pleaded guilty to charges from a fatal crash.

Allen Stirling, 50, pleaded guilty to one count of criminally negligent homicide (class "E" felony) and two counts of aggravated harassment in the second degree (Class "A" misdemeanors), according to an announcement from Erie County District Attorney John J. Flynn. The jury trial against Stirling began yesterday afternoon.



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The RESPONSE™ Men's Long Sleeve Shirt features KÜHL's quick-drying and moisture managing ELUXUR™ fabric. This easy-care, wrinkle resistant material provides some stretch when needed and is equipped with an odor resistant finish that will keep you fresh and confident. Sun protection (UPF 30).

SEE

Prosecutors said that in May 2019, Stirling was driving down William Street in the Town of Lancaster when he lost control of his SUV and crashed near Bowen Road. The crash killed the passenger of his car.

Jodie Anstett, 41, of Lancaster, was ejected from the vehicle. She was pronounced dead at the scene.

Stirling allegedly operated the vehicle knowing it was unsafe to drive.

After the crash, the defendant reportedly sent multiple threatening messages to family members of Anstett by text and on social media, according to authorities.

Stirling faces a maximum of four years in prison. He is scheduled to be sentenced in May.

Related to this story

Reward offered for information for homicide of Tyreeona Wiley

Police looking for missing 17-year-old boy from Lackawanna

Buffalo man pleads guilty to firing illegal handguns, injuring 2 victims

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Lancaster, N.Y. Police Department

We would like to thank the Phillips family for their generosity. They provided dinner for the afternoon shift in appreciation for all the work our Accident Investigation Unit did during the loss of a family member from a crash in 2019 resulting in a conviction of the offender.



Former jail deputy, Lancaster man pleads guilty to promoting prostitution while off-duty

By Bee Group Newspapers | on February 03, 2022



Wallace Waliczek

Erie County District Attorney John J. Flynn announced that 55-year-old Wallace Waliczek of Lancaster pleaded guilty before Lancaster Town Court Justice Anthony J. Cervi to one count of Promoting Prostitution in the Fourth Degree (Class "A" misdemeanor). The defendant pleaded guilty to the only charge against him on the day before his jury trial was set to begin.

Waliczek became the subject of an investigation following the arrest of his wife. Investigators uncovered additional evidence that determined the defendant was directly involved in the crime and that he knowingly advanced or profited from prostitution. The defendant, who was employed as a jail deputy with the Erie County Sheriff's Office, was off-duty at the time of the crime.

On Aug. 16, 2019, the defendant's wife was arrested after she allegedly posted an online advertisement seeking money in exchange for sexual relations. An undercover officer with the Lancaster Police Department responded and arranged a meeting with the defendant's wife at a parking lot on Transit Road near William Street. The evidence showed that the

defendant was present at the time of the arranged meeting and observed the transaction while sitting inside another vehicle in the parking lot.

The defendant's wife, 32-year-old Melissa A. Waliczek of Lancaster, was arraigned on one count of Prostitution (Class "B" misdemeanor). The case remains pending in Human Trafficking Court.

Wallace Waliczek faces a maximum of one year in jail when he is sentenced on Tuesday, April 5, 2022 at 12:30 p.m. He remains released on his own recognizance as the charge in a non-qualifying offense for bail.

Flynn commends the Lancaster Police Department, Erie County Sheriff's Office and the Western District of New York Human Trafficking Task Force for their work in the investigation.

The case was prosecuted by Assistant District Attorney Hilarie L. Henry of the Felony Trials Bureau and Assistant Chief Cathleen M. Roemer of the Special Victims/Domestic Violence Bureau.